

# **Standing Appropriations Bill House File 2700**

**FINAL ACTION**

April 25, 2008

**An Act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing and reducing appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, and providing for properly related matters, and including effective and retroactive applicability date provisions.**

**Fiscal Services Division  
Legislative Services Agency**

## **NOTES ON BILLS AND AMENDMENTS (NOBA)**

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

LSA Contacts: Mary Shipman (1-4617) and Dave Reynolds (1-6934)

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 2700  
STANDING APPROPRIATIONS BILL**

**FUNDING SUMMARY**

***DIVISION I – MENTAL HEALTH  
ALLOWED GROWTH***

***DIVISION II – STANDING  
APPROPRIATIONS AND RELATED  
MATTERS***

**STANDING APPROPRIATION LIMITS**

**PROPERTY TAX CREDIT FUND**

**CASH RESERVE FUND**

- Appropriates a total of \$127.9 million from the General Fund for FY 2009 and \$170.9 million from other funds for FY 2009. In addition, the Bill makes General Fund appropriations for FY 2010 of \$70.9 million.
- Appropriates \$69.9 million for Mental Health Allowed Growth for FY 2010. This is an increase of \$15.9 million compared to the FY 2009 appropriation in SF 2425 (FY 2009 Health and Human Services Appropriations Bill). (Page 1, Line 4)
- Permits the Executive Branch to continue to use the budgeting-for-results process for FY 2010 in lieu of the information currently required by statute. (Page 1, Line 22)
- Reduces the standing unlimited appropriation to the General Assembly by \$1.4 million for FY 2009. The total budget is reduced from \$38.2 million to \$36.8 million. (Page 2, Line 7)
- Limits the following FY 2009 General Fund standing appropriations to the amounts specified to maintain the current level of funding:
  - \$14.4 million to the Department of Education for Instructional Support. (Page 2, Line 20)
  - \$8.6 million to the Department of Education for Non-Public Transportation. (Page 2, Line 29)
  - \$55.5 million to the Department of Education for the Educational Excellence Program. (Page 3, Line 1)
  - \$2.7 million to the Department of Revenue for the Statewide Fire and Police Officer Retirement System. (Page 3, Line 4)
- Appropriates \$99.8 million from the FY 2008 General Fund surplus to the Property Tax Credit Fund. (Page 3, Line 9)
- Appropriates \$44.4 million from the General Fund to the Property Tax Credit Fund. (Page 3, Line 30)
- Transfers \$13.9 million from the Salary Adjustment Fund surplus to the Property Tax Credit Fund. (Page 3, Line 34)
- Appropriates funds from the Property Tax Credit Fund for FY 2009 for the following property tax credits:
  - \$99.3 million for the Homestead Property Tax Credit. (Page 4, Line 19)
  - \$34.6 million for the Agricultural Land and Family Farm Tax Credit. (Page 4, Line 22)
  - \$2.8 million for the Military Service Tax Credit. (Page 4, Line 25)
  - \$23.2 million for the Elderly and Disabled Tax Credit. (Page 4, Line 28)
- Eliminates the requirement that an appropriation be made from the General Fund to the Cash Reserve Fund to maintain a maximum balance equal to 7.5% of the Revenue Estimating Conference estimate for FY 2009 as established in December 2007. (Page 5, Line 32)

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 2700  
STANDING APPROPRIATIONS BILL**

**REVENUE ESTIMATE**

- Provides that the revenue estimate of April 4, 2008, is to be used to determine the expenditure limitation for FY 2009, rather than the December 11, 2007, estimate. (Page 6, Line 1)

**FISCAL IMPACT:** This permits an additional \$48.6 million to be appropriated for FY 2009.

**AREA EDUCATION AGENCIES**

- Reduces the State aid allocation for Area Education Agencies (AEAs) by \$2.5 million for FY 2009. This is in addition to the \$7.5 million reduction in current law, making the total reduction \$10.0 million for FY 2009. (Page 6, Line 18)

***DIVISION III – SALARIES,  
COMPENSATION, AND RELATED  
MATTERS***

- Provides salary increases for justices, judges, and magistrates. (Page 7, Line 11)
- Increases the salary ranges for State officers by 3.0%. (Page 10, Line 8 through Page 12, Line 13)
- Appropriates \$88.1 million from the General Fund to the Salary Adjustment Fund and allocates \$7.6 million for the Judicial Branch. (Page 12, Line 14)
- Appropriates \$1.5 million from the Road Use Tax Fund and \$8.3 million from the Primary Road Fund to the Salary Adjustment Fund. (Page 15, Line 24 and Page 15, Line 32)
- Provides supplemental expenditure authorization for revolving trust funds, or other special funds, except the Road Use Tax Fund and the Primary Road Fund, to be used to fund salary adjustments. (Page 16, Line 10)
- Permits sworn peace officers in the Department of Public Safety, not covered by a collective bargaining agreement, to receive the same per diem meal allowance as covered sworn peace officers. (Page 16, Line 34)
- Makes a variety of statutory changes. Most of these changes result from legislation introduced during the 2008 Legislative Session that received approval in either the House or Senate. For a specific list, review the Code cites listing. (Page 18, Line 3 through Page 55, Line 1)

***DIVISION IV – MISCELLANEOUS  
STATUTORY CHANGES AND  
APPROPRIATIONS***

- Makes the following appropriations from the General Fund:
  - \$1.0 million standing appropriation for the World Prize beginning in FY 2010. (Page 20, Line 24)
  - \$160,000 for FY 2009 to the Board of Regents for the Real Estate Education Program at the University of Northern Iowa. (Page 55, Line 2)
  - \$5.5 million to the Department of Human Services for rebasing of hospital reimbursement rates under the Medicaid Program. (Page 55, Line 16)
  - \$1.0 million to the Department of Natural Resources for deposit in the Independent Redemption Center Grant Fund. (Page 56, Line 7)

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 2700  
STANDING APPROPRIATIONS BILL**

***DIVISION IV (CONTINUED)***

- General Fund appropriations (continued):
  - \$1.0 million to the Department of Human Services for shelter care. (Page 57, Line 15)
  - \$200,000 to the Department of Education for allocation to Iowa Western Community College for interpreters for the deaf. (Page 57, Line 26)
  - \$150,000 to the Department of Economic Development to support the United States Center for Citizen Diplomacy. (Page 58, Line 2)
  - \$200,000 (estimated) to the Peace Officers Retirement Fund (POR) to offset the impact of the permissive service credit. (Page 59, Line 11)
- Makes the following other fund appropriations:
  - \$1.0 million from the Healthy Iowans Tobacco Trust Fund to the Department of Public Health for tobacco use prevention and treatment. (Page 57, Line 5)
  - \$195,000 from the Federal Economic Stimulus and Jobs Holding Fund to the Department of Natural Resources for abatement, control, and prevention of ambient air pollution. (Page 58, Line 23)
- Reduces the weight generated by resident students receiving competent private instruction from licensed staff provided by the public school district from 0.6 to 0.3. (Page 61, Line 11)
- Makes an FY 2009 General Fund appropriation of \$146,000 for a one-time distribution to school districts that have expenditures associated with the home school assistance program. (Page 63, Line 5)
- Makes statutory changes related to campaign finance. (Page 63, Line 32 through Page 66, Line 31)
- Makes a variety of statutory corrective provisions. (Page 66, Line 34 through Page 76, Line 18)
- Makes statutory changes to animal feedlot requirements. (Page 76, Line 21 through Page 78, Line 27)
- Defines the term “senior judge” and changes applicable statutory references. (Page 78, Line 30 through Page 81, Line 19)
- Makes changes to statutory language related to core curriculum requirements for schools. (Page 81, Line 22 through Page 84, Line 34)
- Makes changes to statutory language related to the Wage-Benefits Tax Credit Program. (Page 85, Line 2 through Page 86, Line 18)

***DIVISION V – STATE AID FOR  
SCHOOLS – ENROLLMENT  
APPROPRIATION***

***DIVISION VI – CAMPAIGN FINANCE***

***DIVISION VII – CORRECTIVE  
PROVISIONS***

***DIVISION VIII – ANIMAL  
AGRICULTURE***

***DIVISION IX – RETIREMENT FOR  
SENIOR JUDGES***

***DIVISION X – CORE CURRICULUM  
FOR SCHOOLS***

***DIVISION XI – WAGE-BENEFITS TAX  
CREDIT PROGRAM***

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 2700  
STANDING APPROPRIATIONS BILL**

EFFECTIVE DATES

- Specifies multiple effective date provisions.  
(Page 7, Line 1; Page 60, Line 17 through Page 61, Line 8; Page 63, Line 27; and Page 78, Page 23)

ENACTMENT DATE

- This Bill was approved by the General Assembly on April 25, 2008.

## House File 2700

House File 2700 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
2	7	3	Nwthstnd	Sec. 2.12	General Assembly Standing Appropriation
2	20	4	Nwthstnd	Sec. 257.20	Instructional Support
2	29	4	Nwthstnd	Sec. 285.2	Nonpublic School Transportation
3	1	4	Nwthstnd	Sec. 294A.25(1)	Educational Excellence Program
3	4	4	Nwthstnd	Sec. 411.20	Peace Officer Retirement Benefits
3	9	5	Nwthstnd	Sec. 8.57	Property Tax Credit Fund
4	4	5	Nwthstnd	Sec. 8.33	Nonreversion of Funds
4	19	5	Nwthstnd	Sec. 425.1	Homestead Property Tax Credit
4	22	5	Nwthstnd	Sec. 425A.1 and 426.1	Agricultural Land and Family Farm Tax Credits
4	25	5	Nwthstnd	Sec. 426A.1A	Military Service Tax Credit
4	28	5	Nwthstnd	Sec. 425.16-425.40	Elderly and Disabled Tax Credit
5	18	5	Nwthstnd	Sec. ALL	General Fund Surplus Prioritization
5	26	5	Nwthstnd	Sec. ALL	Property Tax Credit Amounts for FY 2010.
5	32	6	Nwthstnd	Sec. 8.57(1)(a)	Cash Reserve Appropriation
6	1	7	Nwthstnd	Sec. 8.22A(3)	Revenue Estimate Exception
6	18	8	Adds	Sec. 257.35(4A), Code Supplement 2007	Area Education Agency Funding Reduction
17	28	24	Amends	Sec. 173.10	State Fair Board Secretary Salary
18	3	25	Amends	Sec. 8.7	Grant Reporting
18	26	26	Amends	Sec. 8.9	Grants Enterprise Management Office
19	20	27	Amends	Sec. 12C.16(1)(b)(4), Code Supplement 2007	Credit Unions
20	3	28	Amends	Sec. 12C.17(1)(c), Code Supplement 2007	Credit Unions
20	13	29	Amends	Sec. 12C.17(4), Code Supplement 2007	Credit Unions
20	24	30	Adds	Sec. 15.368	World Food Prize Standing Appropriation
20	33	31	Amends	Sec. 15F.204(5)	Marketing for Community Attraction and Tourism

Page #	Line #	Bill Section	Action	Code Section	Description
21	6	32	Amends	Sec. 16.92(5)(c), Code Supplement 2007	Iowa Finance Authority Mortgage Release
21	14	33	Adds	Sec. 21.5(1)(l)	Public Hospitals Closed Meetings
21	33	34	Adds	Sec. 22.7(60), Code Supplement 2007	Closed Session Meeting Records
22	16	35	Amends	Sec. 35A.8(5)(a), Code Supplement 2007	Authority for Veterans Bonuses
22	24	36	Amends	Sec. 35A.8(5)(b)(1), Code Supplement 2007	Veterans Service Period
23	15	37	Adds	Sec. 68A.401A	Reports Related to Issue Advocacy
24	17	38	Adds	Sec. 68B.2A(4)	Conflict of Interest Provision
24	24	39	Amends	Sec. 68B.5A(2 and 5)	Lobbying Activity Clarifications
25	20	40	Adds	Sec. 68B.22(4)(hh), Code Supplement 2007	Food and Beverage Gift Exemptions
25	25	41	Amends	Sec. 68B.32(1)	Technical Correction - Grants
26	7	42	Amends	Sec. 68B.32A(4), Code Supplement 2007	Technical Correction - Grants
26	20	43	Amends	Sec. 84A.5(1)(a), Code Supplement 2007	Standard Skills Assessment
27	2	44	Amends	Sec. 97A.10	Purchase of Eligible Service Credit
28	16	45	Adds	Sec. 103.6(5), Code Supplement 2007	Electrician Licensing Rules
28	31	46	Adds	Sec. 103.22(2A), Code Supplement 2007	Electrician Licensing Requirements
29	3	47	Amends	Sec. 135.63(2)(l)	Replacement of Hospital Facilities
29	25	48	Amends	Sec. 135B.5	Hospital License Fee Increase
30	14	49	Amends	Sec. 135B.10	Hospital Licensing Board Membership
30	23	50	Amends	Sec. 135C.40(1)	Health Care Facility Violations
31	30	51	Amends	Sec. 175.2(1)(m)	Definition of Net Worth for Agricultural Loans
32	35	52	Amends	Sec. 216A.162(2), if enacted	Native American Commission
33	9	53	Amends	Sec. 216A.162(3)(a), if enacted	Native American Commission
33	23	54	Amends	Sec. 216A.165, if enacted	Native American Commission
34	24	55	Amends	Sec. 216A.166, if enacted	Native American Commission

Page #	Line #	Bill Section	Action	Code Section	Description
35	1	56	Adds	Sec. 231C.20	Assisted Living Program Monitoring
35	20	57	Adds	Sec. 279.67	Competitive Living Wage
35	24	58	Amends	Sec. 321A.3(1, 5, and 6), Code Supplement 2007	Fees for Motor Vehicle Operating Records
36	24	59	Adds	Sec. 321A.3(8), Code Supplement 2007	Use of Motor Vehicle Operating Records
37	10	60	Amends	Sec. 331.304(10), Code Supplement 2007	Mobile Home Registration and Licensing
37	29	61	Amends	Sec. 364.3(5)	Mobile Home Registration and Licensing
38	13	62	Adds	Sec. 422.11V	Charitable Conservation Contribution Tax Credit
39	10	63	Adds	Sec. 422.33(25)	Charitable Conservation Contribution Tax Credit
39	35	64	Amends	Sec. 423.6(14)	Use Tax Exemption for Mobile or Manufactured Homes
40	17	65	Adds	Sec. 423B.1(6)(c)	Urban Renewal Projects
40	23	66	Amends	Sec. 423B.7(1)	Urban Renewal Areas
41	7	67	Adds	Sec. 423B.7(5A)	Special City Accounts
41	15	68	Adds	Sec. 423B.10	Funding Urban Renewal Projects
42	32	69	Amends	Sec. 423E.4(3)(b)(2)	Sales Tax Capacity Per Student
43	9	70	Amends	Sec. 423E.4(3)(b)(3)	Statewide Tax Revenues Per Student
43	22	71	Amends	Sec. 423E.4(8)	Technical Correction for Local Option Sales Tax
43	25	72	Amends	Sec. 423F.2(1)(b), if enacted	Sales Tax Capacity Per Pupil
44	6	73	Amends	Sec. 423F.3(3)(c), if enacted	Technical Correction - School Election
44	21	74	Amends	Sec. 441.37A(1)	Property Assessment Appeal Board
45	13	75	Amends	Sec. 441.37A(2)	Property Assessment Appeal Board Meetings
45	34	76	Amends	Sec. 441.38(1)	Local Board of Review Appeals
46	26	77	Adds	Sec. 441.38B	Judicial Review of Property Assessment Appeal Board Decisions
46	32	78	Adds	Sec. 455C.17	Grants for Redemption Centers
47	27	79	Amends	Sec. 535.8(1)	Definition of Lender for Real Estate Loans
48	12	80	Amends	Sec. 535.8(2)(a-b)	Real Estate Loan Fees



Page #	Line #	Bill Section	Action	Code Section	Description
50	26	81	Amends	Sec. 622.10(3)(a, d, and e), Code Supplement 2007	Patient Access to Health Care Records
52	10	82	Amends	Sec. 622.10(4), Code Supplement 2007	Fees for Health Care Records
52	35	83	Adds	Sec. 622.10(4A), Code Supplement 2007	Health Care Records
54	30	84	Amends	Sec. 6, Chapter 206, 2007 Iowa Acts	Nonreversion of Funds
55	11	85	Nwthstnd	Sec. 8.33	Nonreversion of Funds
55	16	86	Nwthstnd	Sec. Various, SF 2425	Hospital Reimbursement Provisions
55	29	87	Amends	Sec. 124, SF 2420	Technical Correction - SF 2420 - TIME-21
56	17	89	Adds	Sec. 4.3(e), HF 2699	Wastewater and Sewer Project Funding
56	29	90	Amends	Sec. 16.4, HF 2699	Skills Training
58	35	96	Amends	Sec. 15, HF 2663	Technical Correction to HF 2663
59	26	100	Nwthstnd	Sec. 422.7(40)	Taxation of Active Duty Military Pay
60	7	102	Nwthstnd	Sec. 7J.2 and 8.33	Charter Agency Grant Fund
61	11	108	Amends	Sec. 257.6(1)(a)(5), Code Supplement 2007	State Aid for Schools
62	2	109	Adds	Sec. 257.11(5)(n), Code Supplement 2007	Competent Private Instruction
62	7	110	Amends	Sec. 299.4, Code Supplement 2007	Competent Private Instruction Reports
63	32	114	Amends	Sec. 53.10, Code Supplement 2007	Electioneering Near Absentee Voting Sites
64	4	115	Amends	Sec. 53.11(4), Code Supplement 2007	Electioneering Near Satellite Voting Stations
64	12	116	Amends	Sec. 68A.404(1)	Campaign Reporting Thresholds
64	22	117	Amends	Sec. 68A.404(3)(a)	Campaign Reporting Thresholds for Advocacy Communication
64	28	118	Amends	Sec. 68A.406, Code Supplement 2007	Campaign Yard Signs
66	34	119	Corrective	Sec. 6, HF 2450	Economic Development Cleanup
67	9	120	Corrective	Sec.20.9(1)(n), if enacted	HF 2645 - Collective Bargaining
67	17	121	Corrective	Sec. 1, SF 2337	County Fairs
67	29	122	Corrective	Sec. 1, SF 2337	County Fairs

Page #	Line #	Bill Section	Action	Code Section	Description
68	13	123	Corrective	Sec. 1, HF 2646	Licensing Fire Equipment Installers
68	21	124	Corrective	Sec. 8, SF 473	Human Remains Disposition
68	32	125	Corrective	Sec. 1, HF 2197	Textbook Savings
69	15	126	Corrective	Sec. 279.15A(2), if enacted	HF 2645 - Collective Bargaining
70	6	127	Corrective	Sec. 53, SF 2420	TIME-21
70	29	128	Corrective	Sec. 40, SF 2420	TIME-21
71	7	129	Corrective	Sec. 6, SF 2386	Energy Efficiency
71	16	130	Corrective	Sec. 8, SF 2392	Insurance Division Life Settlements
72	1	131	Corrective	Sec. 21, SF 2350	Probate Omnibus
72	12	132	Corrective	Sec. 3, SF 2337	County Fairs
72	20	133	Corrective	Sec. 2, HF 2653	Mortgage Foreclosure Rescue Scam
73	2	134	Corrective	Sec. 1, HF 2103	College Student Aid Commission
73	25	135	Corrective	Sec. 18, HF 2555	Insurance Omnibus
73	33	136	Corrective	Sec. 40, HF 2651	Highway Motor Vehicle Policy
74	9	137	Corrective	Sec. 35, HF 2689	Renewable Fuel
74	14	138	Corrective	Sec. 10, SF 2316	Uniform Prudent Management of Institutional Funds
74	18	139	Corrective	Sec. 9, SF 2347	Optical Scan Voting
74	29	140	Corrective	Sec. 8, SF 2349	Cemetery Clean-up
75	19	141	Corrective	Sec. 1.5(c), SF 2432	FY 2009 Infrastructure Appropriations
75	27	142	Corrective	Sec. 1.9(a), SF 2432	FY 2009 Infrastructure Appropriations
76	21	143	Amends	Sec. 459.102(4)	Animal Agriculture Feedlot Requirements
76	32	144	Amends	Sec. 459A.103(3)	Animal Agriculture Feedlot Requirements
77	16	145	Amends	Sec. 459A.401(2)(a), Code Supplement	Animal Agriculture Feedlot Requirements
78	30	149	Adds	Sec. 602.9202(3A)	Senior Judge Retirement Age
79	2	150	Amends	Sec. 602.9203(5)	Senior Judge Reappointment Criteria
79	11	151	Amends	Sec. 602.9204(1)	Senior Judge Retirement Criteria
80	13	152	Amends	Sec. 602.9204(2)(d-e)	Senior Judge Retirement Criteria
80	33	153	Amends	Sec. 602.9207(1)	Senior Judge Retirement Criteria
81	7	154	Amends	Sec. 602.9208(1)	Senior Judge Retirement Criteria
81	22	155	Amends	Sec. 256.7(26), Code Supplement 2007	Core Curriculum Requirements
83	2	156	Amends	Sec. 256.9(57)	Core Curriculum Support

Page #	Line #	Bill Section	Action	Code Section	Description
83	35	157	Adds	Sec. 257.11(8A), Code Supplement 2007	Core Curriculum - Sharing Agreements
84	11	158	Amends	Sec. 280.2	Definition of Nonpublic School
84	19	159	Amends	Sec. 6, SF 2216	Core Curriculum Study
85	2	160	Amends	Sec. 15.335A(2)(b-c)	Wage-Benefits Tax Credit Program
85	19	161	Amends	Sec. 15.336	Wage-Benefits Tax Credit Program
85	27	162	Amends	Sec. 15G.112(1)	Wage-Benefits Tax Credit Program
86	1	163	Repeals	Sec. 422.33(18), Code Supplement 2007	Wage-Benefits Tax Credit Program
86	3	164	Repeals	Sec.422.60(10), Code Supplement 2007	Wage-Benefits Tax Credit Program
86	5	165	Repeals	Sec. 533.329(2)(m), Code Supplement 2007	Wage-Benefits Tax Credit Program
86	7	166	Repeals	Sec. 15I.2, 15I.3, and 422.11L, Code Supplement 2007	Wage-Benefits Tax Credit Program
86	9	167	Repeals	Sec. 15I.1, 15I.4, 15I.5, and 432.12G	Wage-Benefits Tax Credit Program

1 1 DIVISION I  
 1 2 MH/MR/DD SERVICES ALLOWED  
 1 3 GROWTH FUNDING == FY 2009=2010

1 4 Section 1. COUNTY MENTAL HEALTH, MENTAL RETARDATION, AND  
 1 5 DEVELOPMENTAL DISABILITIES ALLOWED GROWTH APPROPRIATION AND  
 1 6 ALLOCATIONS == FISCAL YEAR 2009=2010.

1 7 1. There is appropriated from the general fund of the  
 1 8 state to the department of human services for the fiscal year  
 1 9 beginning July 1, 2009, and ending June 30, 2010, the  
 1 10 following amount, or so much thereof as is necessary, to be  
 1 11 used for the purpose designated:

1 12 For distribution to counties of the county mental health,  
 1 13 mental retardation, and developmental disabilities allowed  
 1 14 growth factor adjustment for fiscal year 2009=2010:

1 15 ..... \$ 69,949,069

1 16 2. The amount appropriated in this section shall be  
 1 17 allocated as provided in a later enactment of the general  
 1 18 assembly.

1 19 DIVISION II  
 1 20 STANDING APPROPRIATIONS  
 1 21 AND RELATED MATTERS

1 22 Sec. 2. BUDGET PROCESS FOR FISCAL YEAR 2009=2010.

1 23 1. For the budget process applicable to the fiscal year  
 1 24 beginning July 1, 2009, on or before October 1, 2008, in lieu  
 1 25 of the information specified in section 8.23, subsection 1,  
 1 26 unnumbered paragraph 1, and paragraph "a", all departments and  
 1 27 establishments of the government shall transmit to the  
 1 28 director of the department of management, on blanks to be  
 1 29 furnished by the director, estimates of their expenditure  
 1 30 requirements, including every proposed expenditure, for the  
 1 31 ensuing fiscal year, together with supporting data and  
 1 32 explanations as called for by the director of the department

General Fund appropriation for the FY 2010 Mental Health Allowed Growth funding for counties.

DETAIL: This is an increase of \$15,867,759 compared to the FY 2009 Mental Health Allowed Growth appropriation in SF 2425 (FY 2009 Health and Human Services Appropriations Bill). This includes:

- An increase of \$7,592,099 to reflect the portion of this funding that is historically appropriated from the Health Care Trust Fund (HCTF) by action of a subsequent General Assembly (2009). This amount is appropriated from the HCTF for FY 2009 in SF 2425.
- An increase of \$8,275,660 for an additional 3.00% in the Mental Health Funding Formula for FY 2010.

Permits the Executive Branch to continue to use the budgeting-for results process for FY 2010. This is in lieu of the information currently required by statute. Requires all State departments and agencies to submit estimated expenditure requirements with supporting data and explanations to the Director of the Department of Management (DOM). Requires consultation with the Legislative Services Agency. Information submitted is also to include performance measures data.

1 33 of management after consultation with the legislative services

1 34 agency.

1 35 2. The estimates of expenditure requirements shall be in a

2 1 form specified by the director of the department of

2 2 management, and the expenditure requirements shall include all

2 3 proposed expenditures and shall be prioritized by program or

2 4 the results to be achieved. The estimates shall be

2 5 accompanied by performance measures for evaluating the

2 6 effectiveness of the programs or results.

2 7 Sec. 3. GENERAL ASSEMBLY. The appropriations made

2 8 pursuant to section 2.12 for the expenses of the general

2 9 assembly and legislative agencies for the fiscal year

2 10 beginning July 1, 2008, and ending June 30, 2009, are reduced

2 11 by the following amount:

2 12 ..... \$ 1,400,261

CODE: Reduces the General Assembly's FY 2009 General Fund standing unlimited appropriation by \$1,400,261.

DETAIL: The General Assembly's budget for FY 2009 totals \$38,196,841. This action reduces the budget to \$36,796,580.

2 13 Sec. 4. LIMITATION OF STANDING APPROPRIATIONS.

2 14 Notwithstanding the standing appropriations in the following

2 15 designated sections for the fiscal year beginning July 1,

2 16 2008, and ending June 30, 2009, the amounts appropriated from

2 17 the general fund of the state pursuant to these sections for

2 18 the following designated purposes shall not exceed the

2 19 following amounts:

2 20 1. For instructional support state aid under section

2 21 257.20:

2 22 ..... \$ 14,428,271

CODE: Limits the FY 2009 standing appropriation to the Department of Education for Instructional Support.

DETAIL: Maintains current level of funding. By current statute, funding is capped at the FY 1993 amount of \$14,798,227 unless the General Assembly appropriates a different amount. This Bill reduces the capped amount by \$396,956 for FY 2009. If the funding were not capped, the amount required to fully fund the Program for FY 2008 would be \$57,537,600.

2 23 If the total amount of instructional support state aid  
2 24 appropriated in accordance with this subsection is  
2 25 insufficient to pay the amount of instructional support state  
2 26 aid to a district as determined under section 257.20, the  
2 27 department of education shall prorate the amount of the  
2 28 instructional support state aid provided to each district.

Requires the Department of Education to prorate payments for instructional support.

2 29 2. For payment for nonpublic school transportation under  
2 30 section 285.2:  
2 31 ..... \$ 8,604,714

CODE: Limits the FY 2009 standing appropriation to the Department of Education for nonpublic school transportation.

DETAIL: Maintains current level of funding. This is a standing unlimited appropriation that has been capped in recent years.

2 32 If total approved claims for reimbursement for nonpublic  
2 33 school pupil transportation exceed the amount appropriated in  
2 34 accordance with this subsection, the department of education  
2 35 shall prorate the amount of each approved claim.

Requires the Department of Education to prorate payment of claims for nonpublic school transportation reimbursement, if the claims exceed the appropriated amount.

3 1 3. For the educational excellence program under section  
3 2 294A.25, subsection 1:  
3 3 ..... \$ 55,469,053

CODE: Limits the FY 2009 standing appropriation to the Department of Education for the Educational Excellence Program.

DETAIL: Maintains current level of funding. This is a standing limited appropriation of \$56,891,336 that has been reduced in recent years. This Bill reduces the appropriation by \$1,422,283 for FY 2009.

NOTE: In HF 2679 (FY 2009 Education Appropriations Bill), a statutory change will include this item in the School Aid Formula and receive allowable growth beginning in FY 2010.

3 4 4. For the state's share of the cost of the peace  
3 5 officers' retirement benefits under section 411.20:  
3 6 ..... \$ 2,745,784

CODE: Limits the FY 2009 standing appropriation for the Municipal Fire and Police Retirement System.

---

DETAIL: Maintains current level of funding.

3 7 Sec. 5. PROPERTY TAX CREDIT FUND == PAYMENTS IN LIEU OF  
3 8 GENERAL FUND REIMBURSEMENT.

3 9 1. a. Notwithstanding section 8.57, prior to the  
3 10 appropriation and distribution to the senior living trust fund  
3 11 and the cash reserve fund of the surplus existing in the  
3 12 general fund of the state at the conclusion of the fiscal year  
3 13 beginning July 1, 2007, and ending June 30, 2008, pursuant to  
3 14 section 8.57, subsections 1 and 2, of that surplus,  
3 15 \$99,849,544 is appropriated to the property tax credit fund  
3 16 which shall be created in the office of the treasurer of state  
3 17 to be used for the purposes of this section.

3 18 b. Notwithstanding any provision in section 8.57 to the  
3 19 contrary in determining the amount of the appropriation to the  
3 20 senior living trust fund pursuant to section 8.57, subsection  
3 21 2, paragraph "a", the following shall apply:

3 22 (1) The surplus for the fiscal year beginning July 1,  
3 23 2007, shall not include the amount appropriated to the  
3 24 property tax credit fund pursuant to paragraph "a" of this  
3 25 subsection.

3 26 (2) The remaining surplus after the operation of  
3 27 subparagraph (1) shall be appropriated to the cash reserve  
3 28 fund prior to any appropriation to the senior living trust  
3 29 fund.

3 30 c. There is appropriated from the general fund of the  
3 31 state to the property tax credit fund created in paragraph "a"  
3 32 for the fiscal year beginning July 1, 2008, and ending June  
3 33 30, 2009, the sum of \$44,400,000.

3 34 d. There is transferred from the surplus existing in the  
3 35 salary adjustment fund at the conclusion of the fiscal year

CODE: General Fund appropriation of \$99,849,544 to the Property Tax Credit Fund established in the Office of the Treasurer from the FY 2008 General Fund surplus, prior to the appropriation and distribution to the Senior Living Trust Fund and the Cash Reserve Fund.

DETAIL: This Bill also appropriates \$44,400,000 from the General Fund and transfers \$13,937,263 from the Salary Adjustment Fund to the Property Tax Credit Fund and permits the use of \$1,682,157 from the FY 2008 Property Tax Credit Fund ending balance for FY 2009 property tax credits.

General Fund appropriation of \$44,400,000 to the Property Tax Credit Fund.

DETAIL: This is an increase of \$16,400,000 compared to the FY 2008 General Fund appropriation to the Property Tax Credit Fund.

Transfers \$13,937,263 from the Salary Adjustment Fund to the Property Tax Credit Fund.

4 1 beginning July 1, 2007, and ending June 30, 2008, to the  
 4 2 property tax credit fund created in paragraph "a", the sum of  
 4 3 \$13,937,263.

DETAIL: The \$13,937,263 represents the remaining FY 2008 salary adjustment appropriation funds that were not needed to fully fund the cost of collective bargaining increases for FY 2008.

4 4 e. Notwithstanding section 8.33, the surplus existing in  
 4 5 the property tax credit fund created pursuant to 2007 Iowa  
 4 6 Acts, chapter 215, section 5, at the conclusion of the fiscal  
 4 7 year beginning July 1, 2007, and ending June 30, 2008, is  
 4 8 transferred to the property tax credit fund created in this  
 4 9 section.

CODE: Permits funds remaining in the Property Tax Credit Fund at the end of FY 2008 to be transferred to the Fund created for FY 2009.

DETAIL: The estimated FY 2008 ending balance is \$1,682,157.

4 10 2. Notwithstanding the amount of the standing  
 4 11 appropriation from the general fund of the state in the  
 4 12 following designated sections and notwithstanding any  
 4 13 conflicting provisions or voting requirements of section 8.56,  
 4 14 there is appropriated from the property tax credit fund in  
 4 15 lieu of the appropriations in the following designated  
 4 16 sections for the fiscal year beginning July 1, 2008, and  
 4 17 ending June 30, 2009, the following amounts for the following  
 4 18 designated purposes:

CODE: Permits the appropriation of funds for selected property tax credits from the Property Tax Credit Fund.

DETAIL: This provision notwithstanding current law that appropriates funds from the General Fund for these property tax credits.

4 19 a. For reimbursement for the homestead property tax credit  
 4 20 under section 425.1:

4 21 ..... \$ 99,254,781

CODE: Property Tax Credit Fund appropriation for the Homestead Property Tax Credit.

DETAIL: Maintains current level of funding. The appropriation is approximately \$39,700,000 less than the amount needed to fully fund tax credit claims for FY 2009.

4 22 b. For reimbursement for the agricultural land and family  
 4 23 farm tax credits under sections 425A.1 and 426.1:

4 24 ..... \$ 34,610,183

CODE: Property Tax Credit Fund appropriation for the Agricultural Land and Family Farm Tax Credits.

DETAIL: Maintains current level of funding. The appropriation is approximately \$4,500,000 less than the amount needed to fully fund tax credit claims for FY 2009.



4 25 c. For reimbursement for the military service tax credit  
 4 26 under section 426A.1A:  
 4 27 ..... \$ 2,800,000

4 28 d. For implementing the elderly and disabled tax credit  
 4 29 and reimbursement pursuant to sections 425.16 through 425.40:  
 4 30 ..... \$ 23,204,000

CODE: Property Tax Credit Fund appropriation for the Military Service Tax Credit.

DETAIL: Maintains the current level of funding. The appropriation fully funds the projected tax credit claims for FY 2009.

4 31 If the director of revenue determines that the amount of  
 4 32 claims for credit for property taxes due pursuant to  
 4 33 paragraphs "a", "b", "c", and "d" plus the amount of claims  
 4 34 for reimbursement for rent constituting property taxes paid  
 4 35 which are to be paid during the fiscal year may exceed the  
 5 1 total amount appropriated, the director shall estimate the  
 5 2 percentage of the credits and reimbursements which will be  
 5 3 funded by the appropriation. The county treasurer shall  
 5 4 notify the director of the amount of property tax credits  
 5 5 claimed by June 8, 2008. The director shall estimate the  
 5 6 percentage of the property tax credits and rent reimbursement  
 5 7 claims that will be funded by the appropriation and notify the  
 5 8 county treasurer of the percentage estimate by June 15, 2008.  
 5 9 The estimated percentage shall be used in computing for each  
 5 10 claim the amount of property tax credit and reimbursement for  
 5 11 rent constituting property taxes paid for that fiscal year.  
 5 12 If the director overestimates the percentage of funding,  
 5 13 claims for reimbursement for rent constituting property taxes  
 5 14 paid shall be paid until they can no longer be paid at the  
 5 15 estimated percentage of funding. Rent reimbursement claims  
 5 16 filed after that point in time shall receive priority and  
 5 17 shall be paid in the following fiscal year.

Requires the Director of the Department of Revenue to estimate the claims for property tax credits and reimbursement for rent constituting property taxes, using information the county treasurers are required to file by June 8, 2008, and identify the proration percentage if the claims are projected to exceed the appropriations. The Director is to notify the county treasurers of the proration percentage by June 15, 2008. If the Department's estimate is inadequate to pay the claims for rent reimbursement, the remaining claims are to receive priority and be paid in FY 2010. If there are excess funds after claims are paid, the remaining funds are carried forward to the next fiscal year.

5 18 3. Notwithstanding any other provision, if the

CODE: Requires the appropriation to the Property Tax Credit Fund to

5 19 Eighty=second General Assembly, 2008 Session, enacts  
 5 20 legislation that also provides for the appropriation of the  
 5 21 surplus or any part of the surplus existing in the general  
 5 22 fund of the state at the conclusion of the fiscal year  
 5 23 beginning July 1, 2007, and ending June 30, 2008, the moneys  
 5 24 appropriated from such surplus pursuant to subsection 1 shall  
 5 25 have priority over all other such appropriations.

have priority over any other appropriation made from the FY 2008 General Fund surplus.

5 26 4. Notwithstanding the amount of the standing  
 5 27 appropriations from the general fund of the state from the  
 5 28 designated sections listed in subsection 2, unless otherwise  
 5 29 provided by law, for the fiscal year beginning July 1, 2009,  
 5 30 and ending June 30, 2010, the amounts of such standing  
 5 31 appropriations shall be the same as provided in subsection 2.

CODE: Specifies that standing appropriations for FY 2009 to the various property tax credits will be the same for FY 2010.

5 32 Sec. 6. CASH RESERVE APPROPRIATION FOR FY 2008=2009. For  
 5 33 the fiscal year beginning July 1, 2008, and ending June 30,  
 5 34 2009, the appropriation to the cash reserve fund provided in  
 5 35 section 8.57, subsection 1, paragraph "a", shall not be made.

CODE: Notwithstands the requirement for FY 2008 that a General Fund appropriation to the Cash Reserve Fund be made in the event the Cash Reserve Fund does not maintain a balance equal to 7.50% of the FY 2008 adjusted revenue estimate.

DETAIL: Under current law, if the Cash Reserve Fund balance is less than 6.50% of the adjusted revenue estimate, an appropriation from the General Fund equal to 1.00% of the adjusted revenue estimate is required. If the Cash Reserve Fund balance is more than 6.50% and less than 7.50% of the adjusted revenue estimate, the appropriation is the amount required to bring the Cash Reserve Fund balance to 7.50% of the adjusted revenue estimate. The balance in the Cash Reserve Fund is estimated to be \$465,200,000 for FY 2009. This is 7.50% of the FY 2009 adjusted revenue estimate.

6 1 Sec. 7. APRIL 4, 2008, REVENUE ESTIMATE. For use by the  
 6 2 general assembly in the budget process and the governor's  
 6 3 approval or disapproval of the appropriations bills for the  
 6 4 fiscal year beginning July 1, 2008, and for purposes of  
 6 5 calculating the state general fund expenditure limitation  
 6 6 pursuant to section 8.54 for the fiscal year beginning July 1,  
 6 7 2008, the revenue estimate for the fiscal year beginning July

CODE: Requires the Revenue Estimating Conference (REC) revenue estimate of April 4, 2008, to be used to determine the expenditure limitation for FY 2009, instead of the December 11, 2007, estimate.

FISCAL IMPACT: Using the April 4, 2008, estimate will permit an additional \$48,600,000 to be appropriated for FY 2009.

6 8 1, 2008, that shall be used in the budget process and such  
6 9 calculation shall be the revenue estimate determined by the  
6 10 revenue estimating conference on April 4, 2008,  
6 11 notwithstanding the provision in section 8.22A, subsection 3,  
6 12 that disallows the use of a revenue estimate agreed to at a  
6 13 later meeting that projects a greater amount than the initial  
6 14 estimated amount agreed to in December 2007. This section  
6 15 also authorizes the use of the estimated revenue figures for  
6 16 the purposes or sources designated in section 8.22A,  
6 17 subsection 5.

6 18 Sec. 8. Section 257.35, Code Supplement 2007, is amended  
6 19 by adding the following new subsection:  
6 20 NEW SUBSECTION . 4A. Notwithstanding subsection 1, and in  
6 21 addition to the reduction applicable pursuant to subsection 2,  
6 22 the state aid for area education agencies and the portion of  
6 23 the combined district cost calculated for these agencies for  
6 24 the fiscal year beginning July 1, 2008, shall be reduced by  
6 25 the department of management by two million five hundred  
6 26 thousand dollars. The reduction for each area education  
6 27 agency shall be prorated based on the reduction that the  
6 28 agency received in the fiscal year beginning July 1, 2003.

CODE: Reduces State Aid funding for Area Education Agency (AEA)  
by \$2,500,000 in addition to the \$7,500,000 reduction in current law.

DETAIL: The total reduction in FY 2009 State Aid for AEA's is  
\$10,000,000. For FY 2008, the reduction was \$12,750,000. The  
reduction for each AEA will be prorated based on the FY 2004  
reductions.

6 29 Sec. 9. AREA EDUCATION AGENCY PAYMENTS. It is the intent  
6 30 of the general assembly that for the fiscal year beginning  
6 31 July 1, 2009, and subsequent fiscal years there shall be no  
6 32 additional reduction in state aid to area education agencies  
6 33 and the combined district cost calculated for those agencies  
6 34 over the reduction applicable pursuant to section 257.35,  
6 35 subsection 2.

Specifies that it is the intent of the General Assembly that the State  
aid reduction to the AEAs will remain at \$7,500,000 for FY 2010 and  
future fiscal years.

7 1 Sec. 10. EFFECTIVE AND APPLICABILITY DATES.  
7 2 1. The section of this division of this Act creating the  
7 3 property tax credit fund, being deemed of immediate  
7 4 importance, takes effect upon enactment.

The Section related to the Property Tax Credit Fund is effective on  
enactment. The Section related to use of the April 4, 2008, revenue  
estimate is retroactive to January 14, 2008.

7 5 2. The section of this division of this Act relating to  
 7 6 the use of the April 4, 2008, revenue estimate, being deemed  
 7 7 of immediate importance, takes effect upon enactment and  
 7 8 applies retroactively to January 14, 2008.

7 9 DIVISION III  
 7 10 SALARIES, COMPENSATION, AND RELATED MATTERS

7 11 Sec. 11. STATE COURT == JUSTICES, JUDGES, AND MAGISTRATES.

7 12 1. The salary rates specified in subsection 2 are for the  
 7 13 fiscal year beginning July 1, 2008, effective for the pay  
 7 14 period beginning June 27, 2008, and for subsequent fiscal  
 7 15 years until otherwise provided by the general assembly. The  
 7 16 salaries provided for in this section shall be paid from funds  
 7 17 allocated to the judicial branch from the salary adjustment  
 7 18 fund or if the allocation is not sufficient, from funds  
 7 19 appropriated to the judicial branch pursuant to any Act of the  
 7 20 general assembly.

7 21 2. The following annual salary rates shall be paid to the  
 7 22 persons holding the judicial positions indicated during the  
 7 23 fiscal year beginning July 1, 2008, effective with the pay  
 7 24 period beginning June 27, 2008, and for subsequent pay  
 7 25 periods.

7 26 a. Chief justice of the supreme court:  
 7 27 ..... \$ 170,850

7 28 b. Each justice of the supreme court:  
 7 29 ..... \$ 163,200

7 30 c. Chief judge of the court of appeals:  
 7 31 ..... \$ 153,000

7 32 d. Each associate judge of the court of appeals:  
 7 33 ..... \$ 147,900

7 34 e. Each chief judge of a judicial district:  
 7 35 ..... \$ 142,800

8 1 f. Each district judge except the chief judge of a  
 8 2 judicial district:  
 8 3 ..... \$ 137,700

Provides salary increases for Justices, Judges, and Magistrates to fund the Third Phase of the Blue Ribbon Commission Report.

DETAIL: The percentage increase per position is as follows:

- Supreme Court Chief Justice - 11.59%
- Supreme Court Justices - 11.10%
- Court of Appeals Chief Judge - 7.95%
- Court of Appeals Judges - 8.16%
- District Court Chief Judges - 6.87%
- District Court Judges - 7.12%
- District Associate Judges - 8.11%
- Juvenile Associate Judges - 8.11%
- Probate Associate Judges - 8.11%
- Magistrates - 8.19%
- Senior Judges - 12.74%

8 4 g. Each district associate judge:  
 8 5 ..... \$ 122,400  
 8 6 h. Each associate juvenile judge:  
 8 7 ..... \$ 122,400  
 8 8 i. Each associate probate judge:  
 8 9 ..... \$ 122,400  
 8 10 j. Each judicial magistrate:  
 8 11 ..... \$ 37,740  
 8 12 k. Each senior judge:  
 8 13 ..... \$ 8,160  
 8 14 3. Persons receiving the salary rates established under  
 8 15 this section shall not receive any additional salary  
 8 16 adjustments provided by this division of this Act.

8 17 Sec. 12. ELECTIVE EXECUTIVE OFFICIALS.  
 8 18 1. The annual salary rates specified in this section are  
 8 19 effective for the fiscal year beginning July 1, 2008, with the  
 8 20 pay period beginning June 27, 2008, and for subsequent fiscal  
 8 21 years until otherwise provided by the general assembly.  
 8 22 The salaries provided for in this section shall be paid  
 8 23 from funds allocated to the office, department, or agency of  
 8 24 the elected official specified in subsections 2, 3, and 4 from  
 8 25 the salary adjustment fund, if the allocation is not  
 8 26 sufficient, from funds appropriated to the office, department,  
 8 27 or agency.  
 8 28 2. The annual salary rates paid to the person holding the  
 8 29 following elected offices shall be equal to 82.65 percent of  
 8 30 the maximum of range 7 of the salary ranges specified in this  
 8 31 division of this Act for appointed state officers, rounded to  
 8 32 the nearest \$10: secretary of agriculture, auditor of state,  
 8 33 secretary of state, treasurer of state, and lieutenant  
 8 34 governor.  
 8 35 3. The annual salary rate paid to the attorney general  
 9 1 shall be equal to 89 percent of the maximum of range 7 of the  
 9 2 salary ranges specified in this division of this Act for  
 9 3 appointed state officers, rounded to the nearest \$10.  
 9 4 4. The annual salary rate paid to the governor shall be

Establishes the following salary rates for elected officials based on the maximum of salary range 7 (\$154,300) beginning July 1, 2008:

- Secretary of Agriculture - \$127,530 (current salary is \$103,212).
- Attorney General - \$137,330 (current salary is \$123,926).
- Auditor of State - \$127,530 (current salary is \$103,212).
- Secretary of State - \$127,530 (current salary is \$103,212).
- Treasurer of State - \$127,530 (current salary is \$103,212).
- Lt. Governor - \$127,530 (current salary is \$103,212).
- Governor - \$142,570 (current salary is \$130,000).

9 5 equal to 92.4 percent of the maximum of range 7 of the salary  
9 6 ranges specified in this division of this Act for appointed  
9 7 state officers, rounded to the nearest \$10.

9 8 Sec. 13. APPOINTED STATE OFFICERS. The governor shall  
9 9 establish a salary for appointed nonelected persons in the  
9 10 executive branch of state government holding a position  
9 11 enumerated in the section of this division of this Act that  
9 12 addresses the salary ranges of state officers within the range  
9 13 provided, by considering, among other items, the experience of  
9 14 the individual in the position, changes in the duties of the  
9 15 position, the incumbent's performance of assigned duties, and  
9 16 subordinates' salaries. However, the attorney general shall  
9 17 establish the salary for the consumer advocate, the chief  
9 18 justice of the supreme court shall establish the salary for  
9 19 the state court administrator, the ethics and campaign  
9 20 disclosure board shall establish the salary of the executive  
9 21 director, and the Iowa public broadcasting board shall  
9 22 establish the salary of the administrator of the public  
9 23 broadcasting division of the department of education, each  
9 24 within the salary range provided in the section of this  
9 25 division of this Act that addresses the salary ranges of state  
9 26 officers.

9 27 The governor, in establishing salaries as provided in the  
9 28 section of this division of this Act that addresses the salary  
9 29 ranges of state officers, shall take into consideration other  
9 30 employee benefits which may be provided for an individual  
9 31 including but not limited to housing.

9 32 A person whose salary is established pursuant to the  
9 33 section of this division of this Act that addresses the salary  
9 34 ranges of state officers and who is a full-time, year-round  
9 35 employee of the state shall not receive any other remuneration  
10 1 from the state or from any other source for the performance of  
10 2 that person's duties unless the additional remuneration is  
10 3 first approved by the governor or authorized by law. However,

Requires the Governor to set the salary for most nonelected State officials within the ranges authorized in Section 14. The salaries for the Consumer Advocate, State Court Administrator, and the Administrator of the Public Broadcasting Division of the Department of Education are set by the appropriate directors or boards.

DETAIL: These salary range adjustments will have an unknown fiscal impact for FY 2009. The cost will be determined by placement of each appointed officer in their salary range.

Prohibits appointed nonelected State officials from receiving other State remuneration unless authorized by the Governor or by law. This does not apply to travel or expense reimbursements or fringe benefits.

10 4 this provision does not exclude the reimbursement for  
 10 5 necessary travel and expenses incurred in the performance of  
 10 6 duties or fringe benefits normally provided to employees of  
 10 7 the state.

10 8 Sec. 14. STATE OFFICERS == SALARY RANGE. The following  
 10 9 annual salary ranges are effective for the positions specified  
 10 10 in this section for the fiscal year beginning July 1, 2008,  
 10 11 and for subsequent fiscal years until otherwise provided by  
 10 12 the general assembly. The governor or other person designated  
 10 13 in the section of this division of this Act relating to  
 10 14 appointed state officers shall determine the salary to be paid  
 10 15 to the person indicated at a rate within this salary range  
 10 16 from funds appropriated by the general assembly for that  
 10 17 purpose.

Provides that salary ranges for appointed nonelected officials are effective for FY 2009.

10 18 1. The following are salary ranges for appointed state  
 10 19 officers for the fiscal year beginning July 1, 2008, effective  
 10 20 with the pay period beginning June 27, 2008:

10 21 SALARY RANGE Minimum Maximum  
 10 22 a. Range 2 ..... \$ 48,160 \$ 73,700  
 10 23 b. Range 3 ..... \$ 55,380 \$ 84,750  
 10 24 c. Range 4 ..... \$ 63,690 \$ 97,460  
 10 25 d. Range 5 ..... \$ 73,250 \$112,070  
 10 26 e. Range 6 ..... \$ 84,240 \$128,890  
 10 27 f. Range 7 ..... \$100,840 \$154,300

Sets the salary rates and ranges for State officials and specifies that the ranges are effective with the pay period beginning June 27, 2008.

DETAIL: The maximum salary for any State official is increased by \$4,498 (3.00%). Salary range 1 was removed since no State official had been placed in range 1.

10 28 2. The following are range 2 positions: administrator of  
 10 29 the arts division of the department of cultural affairs,  
 10 30 administrators of the division of persons with disabilities,  
 10 31 the division on the status of women, the division on the  
 10 32 status of lowans of Asian and Pacific Islander heritage, the  
 10 33 division on the status of African-Americans, the division of  
 10 34 deaf services, and the division of Latino affairs of the  
 10 35 department of human rights.

Establishes the following State officials in salary range 2 (\$48,160 - \$73,700).

DETAIL: The positions are as follows:

- Administrator of the Arts Division of the Department of Cultural Affairs.
- Administrator of the Division of Persons with Disabilities of the Department of Human Rights.

- Administrator of the Division on the Status of Women of the Department of Human Rights.
- Administrator of the Division on the Status of Asian and Pacific Islander Heritage of the Department of Human Rights.
- Administrator of the Division on the Status of African-Americans of the Department of Human Rights.
- Administrator of the Division of Deaf Services of the Department of Human Rights.
- Administrator of the Division of Latino Affairs of the Department of Human Rights.

11 1 3. The following are range 3 positions: administrator of  
 11 2 the division of criminal and juvenile justice planning of the  
 11 3 department of human rights, administrator of the division of  
 11 4 community action agencies of the department of human rights,  
 11 5 executive director of the department of veterans affairs, and  
 11 6 chairperson and members of the employment appeal board of the  
 11 7 department of inspections and appeals.

Establishes the following State officials in salary range 3 (\$55,380 - \$84,750).

DETAIL: The positions are as follows:

- Administrator of the Division of Criminal and Juvenile Justice Planning of the Department of Human Rights.
- Administrator of the Division of Community Action Agencies of the Department of Human Rights.
- Executive Director of the Department of Veterans Affairs.
- Chairperson and two members of the Employment Appeal Board of the Department of Inspections and Appeals.

11 8 4. The following are range 4 positions: director of the  
 11 9 department of human rights, director of the Iowa state civil  
 11 10 rights commission, executive director of the college student  
 11 11 aid commission, director of the department for the blind,  
 11 12 executive director of the ethics and campaign disclosure  
 11 13 board, members of the public employment relations board, and  
 11 14 chairperson, vice chairperson, and members of the board of  
 11 15 parole.

Establishes the following State officials in salary range 4 (\$63,690 - \$97,460).

DETAIL: The positions are as follows:

- Director of the Department of Human Rights.
- Director of the Iowa State Civil Rights Commission.
- Executive Director of the College Student Aid Commission.
- Director of the Department for the Blind.
- Executive Director of the Ethics and Campaign Disclosure Board.
- Members of the Public Employment Relations Board.
- Board of Parole - Chairperson, Vice Chairperson, and three members.



11 16 5. The following are range 5 positions: administrator of  
 11 17 the division of homeland security and emergency management of  
 11 18 the department of public defense, state public defender, drug  
 11 19 policy coordinator, labor commissioner, workers' compensation  
 11 20 commissioner, director of the department of cultural affairs,  
 11 21 director of the department of elder affairs, director of the  
 11 22 law enforcement academy, and administrator of the historical  
 11 23 division of the department of cultural affairs.

Establishes the following State officials in salary range 5 (\$73,250 - \$112,070).

DETAIL: The positions are as follows:

- Administrator of the Division of Homeland Security and Emergency Management of the Department of Public Defense.
- State Public Defender.
- Drug Policy Coordinator.
- Labor Commissioner (Workforce Development).
- Workers' Compensation Commissioner (Workforce Development).
- Director of the Department of Cultural Affairs.
- Director of the Department of Elder Affairs.
- Director of the Iowa Law Enforcement Academy.
- Administrator of the Historical Division of the Department of Cultural Affairs.

11 24 6. The following are range 6 positions: director of the  
 11 25 office of energy independence, superintendent of banking,  
 11 26 superintendent of credit unions, administrator of the  
 11 27 alcoholic beverages division of the department of commerce,  
 11 28 director of the department of inspections and appeals,  
 11 29 commandant of the Iowa veterans home, commissioner of public  
 11 30 safety, commissioner of insurance, executive director of the  
 11 31 Iowa finance authority, director of the department of natural  
 11 32 resources, consumer advocate, and chairperson of the utilities  
 11 33 board. The other members of the utilities board shall receive  
 11 34 an annual salary within a range of not less than 90 percent  
 11 35 but not more than 95 percent of the annual salary of the  
 12 1 chairperson of the utilities board.

Establishes the following State officials in salary range 6 (\$84,240 - \$128,890).

DETAIL: The positions include:

- Director of the Office of Energy Independence.
  - Superintendent of Banking (Department of Commerce).
  - Superintendent of Credit Unions (Department of Commerce).
  - Administrator of the Alcoholic Beverages Division (Department of Commerce).
  - Director of the Department of Inspections and Appeals.
  - Commandant of the Veterans Home.
  - Commissioner of the Department of Public Safety.
  - Commissioner of Insurance (Department of Commerce).
  - Executive Director of the Iowa Finance Authority.
  - Director of the Department of Natural Resources.
  - Consumer Advocate.
  - Chairperson of the Utilities Board (Department of Commerce).
- The remaining two members of the Utilities Board receive not less than 90.00% and not more than 95.00% of the annual salary

of the Chairperson.

12 2 7. The following are range 7 positions: administrator of  
 12 3 the public broadcasting division of the department of  
 12 4 education, director of the department of corrections, director  
 12 5 of the department of education, director of human services,  
 12 6 director of the department of economic development, executive  
 12 7 director of the Iowa telecommunications and technology  
 12 8 commission, executive director of the state board of regents,  
 12 9 director of transportation, director of the department of  
 12 10 workforce development, director of revenue, director of public  
 12 11 health, state court administrator, director of the department  
 12 12 of management, and director of the department of  
 12 13 administrative services.

Establishes the following State officials in salary range 7 (\$100,840 - \$154,300).

DETAIL: The positions include:

- Administrator of the Public Broadcasting Division (Department of Education).
- Director of the Department of Corrections.
- Director of the Department of Education.
- Director of the Department of Human Services.
- Director of the Department of Economic Development.
- Executive Director of the Iowa Telecommunications and Technology Commission (ICN).
- Executive Director of the State Board of Regents.
- Director of the Department of Transportation.
- Director of the Department of Workforce Development.
- Director of the Department of Revenue.
- Director of the Department of Public Health.
- State Court Administrator.
- Director of the Department of Management.
- Director of the Department of Administrative Services.

12 14 Sec. 15. COLLECTIVE BARGAINING AGREEMENTS FUNDED ==  
 12 15 GENERAL FUND. There is appropriated from the general fund of  
 12 16 the state to the salary adjustment fund for distribution by  
 12 17 the department of management to the various state departments,  
 12 18 boards, commissions, councils, and agencies, including the  
 12 19 state board of regents and the judicial branch, for the fiscal  
 12 20 year beginning July 1, 2008, and ending June 30, 2009, the  
 12 21 amount of \$88,100,000, or so much thereof as may be necessary,  
 12 22 to fully fund annual pay adjustments, expense reimbursements,  
 12 23 and related benefits implemented pursuant to the following:

General Fund appropriation of \$88,100,000 to the Salary Adjustment Fund for FY 2009 to be distributed by the Department of Management (DOM) to the various State departments, boards, commissions, councils, and agencies, including the State Board of Regents, to pay salary increases negotiated by the bargaining units as listed, with an allocation of \$7,647,352 for Judicial Branch employees.

DETAIL: The funding represents approximately 89.4% of the identified salary increase need. The appropriation funds the collective bargaining agreements for contract-covered employees in all

12 24 1. The collective bargaining agreement negotiated pursuant  
 12 25 to chapter 20 for employees in the blue collar bargaining  
 12 26 unit.  
 12 27 2. The collective bargaining agreement negotiated pursuant  
 12 28 to chapter 20 for employees in the public safety bargaining  
 12 29 unit.  
 12 30 3. The collective bargaining agreement negotiated pursuant  
 12 31 to chapter 20 for employees in the security bargaining unit.  
 12 32 4. The collective bargaining agreement negotiated pursuant  
 12 33 to chapter 20 for employees in the technical bargaining unit.  
 12 34 5. The collective bargaining agreement negotiated pursuant  
 12 35 to chapter 20 for employees in the professional fiscal and  
 13 1 staff bargaining unit.  
 13 2 6. The collective bargaining agreement negotiated pursuant  
 13 3 to chapter 20 for employees in the clerical bargaining unit.  
 13 4 7. The collective bargaining agreement negotiated pursuant  
 13 5 to chapter 20 for employees in the professional social  
 13 6 services bargaining unit.  
 13 7 8. The collective bargaining agreement negotiated pursuant  
 13 8 to chapter 20 for employees in the community-based corrections  
 13 9 bargaining unit.  
 13 10 9. The collective bargaining agreements negotiated  
 13 11 pursuant to chapter 20 for employees in the judicial branch of  
 13 12 government bargaining units.  
 13 13 10. The collective bargaining agreement negotiated  
 13 14 pursuant to chapter 20 for employees in the patient care  
 13 15 bargaining unit.  
 13 16 11. The collective bargaining agreement negotiated  
 13 17 pursuant to chapter 20 for employees in the science bargaining  
 13 18 unit.  
 13 19 12. The collective bargaining agreement negotiated  
 13 20 pursuant to chapter 20 for employees in the university of  
 13 21 northern Iowa faculty bargaining unit.  
 13 22 13. The collective bargaining agreement negotiated  
 13 23 pursuant to chapter 20 for employees in the state university  
 13 24 of Iowa graduate student bargaining unit.  
 13 25 14. The collective bargaining agreement negotiated  
 13 26 pursuant to chapter 20 for employees in the state university

collective bargaining units. These include:

American Federation of State, County, and Municipal Employees  
 (AFSCME - Central and Community Based Corrections (CBCs)):

- 3.00% across-the-board pay increase on June 27, 2008.
- Step increases of 4.50% for eligible employees during FY 2009.

Iowa United Professionals (IUP) - Social Services and Science:

- 3.00% across-the-board pay increase on June 27, 2008.
- Step increases of 4.50% for eligible employees during FY 2009.

State Police Officer's Council (SPOC):

- 2.00% across-the-board pay increase on June 27, 2008.
- Continuation of 3.50% merit step increases for employees that are not at the top step of the pay range.

Judicial Public, Professional, and Maintenance Employees (PPME):

- 2.00% across-the-board pay increase on June 27, 2008.
- Step increases of 4.50% for eligible employees during FY 2009.

Judicial AFSCME:

- 2.00% across-the-board pay increase on June 27, 2008.
- Step increases of 4.50% for eligible employees during FY 2009.

13 27 of Iowa hospital and clinics tertiary health care bargaining  
 13 28 unit.  
 13 29 15. The annual pay adjustments, related benefits, and  
 13 30 expense reimbursements referred to in the sections of this  
 13 31 division of this Act addressing noncontract state and board of  
 13 32 regents employees who are not covered by a collective  
 13 33 bargaining agreement.  
 13 34 Of the amount appropriated in this section, \$7,647,352  
 13 35 shall be allocated to the judicial branch for the purposes of  
 14 1 funding annual pay adjustments, expense reimbursements, and  
 14 2 related benefits implemented for judicial branch employees.

14 3 Sec. 16. NONCONTRACT STATE EMPLOYEES == GENERAL.

14 4 1. a. For the fiscal year beginning July 1, 2008, the  
 14 5 maximum and minimum salary levels of all pay plans provided  
 14 6 for in section 8A.413, subsection 2, as they exist for the  
 14 7 fiscal year ending June 30, 2008, shall be increased by 3  
 14 8 percent for the pay period beginning June 27, 2008, and any  
 14 9 additional changes in the pay plans shall be approved by the  
 14 10 governor.

14 11 b. For the fiscal year beginning July 1, 2008, employees  
 14 12 may receive a step increase or the equivalent of a step  
 14 13 increase.

14 14 c. Notwithstanding the increase in paragraph "a",  
 14 15 noncontract judicial branch employees shall receive increases  
 14 16 similar to those employees covered by collective bargaining  
 14 17 agreements negotiated by the judicial branch.

14 18 2. The pay plans for state employees who are exempt from  
 14 19 chapter 8A, subchapter IV, and who are included in the  
 14 20 department of administrative service's centralized payroll  
 14 21 system shall be increased in the same manner as provided in  
 14 22 subsection 1, and any additional changes in any executive  
 14 23 branch pay plans shall be approved by the governor.

14 24 3. This section does not apply to members of the general  
 14 25 assembly, board members, commission members, salaries of  
 14 26 persons set by the general assembly pursuant to this division  
 14 27 of this Act or set by the governor, or other persons

Provides noncontract State employees, excluding the judicial noncontract employees, with an increase of 3.00% on June 27, 2008, and continuation of merit step increases for employees that are not at the top of the pay range.

Specifies that noncontract State employee increases do not apply to:

- Members of the General Assembly.
- Board or commission members.
- Salaries set by the General Assembly.
- Salaries set by the Governor.
- Employees under Section 8A.412(5), Code of Iowa, (presidents, deans, directors, teachers, professional and scientific personnel, and student employees of the Board of Regents).
- Employees of the Board of Regents (except Board Office employees).
- Employees that exceed the pay for the top of the range.

DETAIL: The appropriation in Section 15 provides funding for collective bargaining agreements and noncontract-covered employees including:

Judicial Exempt:

- 2.00% across-the-board pay increase on June 27, 2008.
- Step increases of 4.50% for eligible employees during FY 2009.

14 28 designated in the section of this division of this Act  
 14 29 addressing appointed state officers, employees designated  
 14 30 under section 8A.412, subsection 5, and employees covered by  
 14 31 11 IAC 53.6(3).

14 32 4. The pay plans for the bargaining eligible employees of  
 14 33 the state shall be increased in the same manner as provided in  
 14 34 subsection 1, and any additional changes in such executive  
 14 35 branch pay plans shall be approved by the governor. As used  
 15 1 in this section, "bargaining eligible employee" means an  
 15 2 employee who is eligible to organize under chapter 20, but has  
 15 3 not done so.

15 4 5. The policies for implementation of this section shall  
 15 5 be approved by the governor.

15 6 Sec. 17. STATE EMPLOYEES == STATE BOARD OF REGENTS. Funds  
 15 7 from the appropriation made from the general fund of the state  
 15 8 in the section of this division of this Act providing for  
 15 9 funding of collective bargaining agreements shall be allocated  
 15 10 to the state board of regents for the purposes of providing  
 15 11 increases for state board of regents employees covered by such  
 15 12 section of this division of this Act and for state board of  
 15 13 regents employees not covered by a collective bargaining  
 15 14 agreement as follows:

15 15 1. For regents merit system employees and merit  
 15 16 supervisory employees to fund for the fiscal year increases  
 15 17 comparable to those provided for similar contract=covered  
 15 18 employees in this division of this Act.  
 15 19 2. For faculty members and professional and scientific  
 15 20 employees to fund for the fiscal year percentage increases  
 15 21 comparable to those provided for contract=covered employees in  
 15 22 the university of northern Iowa faculty bargaining unit.

15 23 Sec. 18. APPROPRIATIONS FROM ROAD FUNDS.

15 24 1. There is appropriated from the road use tax fund to the

Non-Contract:

- 3.00% across-the-board pay increase on June 27, 2008.
- Step increases of 4.50% for eligible employees during FY 2009.

Requires the Governor to approve the policies for implementation of this Section.

Allocates a portion of the \$88,100,000 appropriated in Section 15 to the Board of Regents for contract and noncontract employee salary increases.

DETAIL: Board of Regents merit system employees receive an increase comparable to other contract-covered employees.

AFSCME Regents:

- Step increases of 4.50% for eligible employees during FY 2009.
- 3.00% across-the-board pay increase on July 1, 2008.

FISCAL IMPACT: The identified need for FY 2009 salary increases for Board of Regents employees is \$46,590,006.

Road Use Tax Fund (RUTF) appropriation to the Salary Adjustment

15 25 salary adjustment fund for the fiscal year beginning July 1,  
 15 26 2008, and ending June 30, 2009, the following amount, or so  
 15 27 much thereof as may be necessary, to be used for the purpose  
 15 28 designated:  
 15 29 To supplement other funds appropriated by the general  
 15 30 assembly:  
 15 31 ..... \$ 1,485,911

Fund.

DETAIL: This is an increase of \$148,376 compared to the amount needed to fully fund salary adjustment from the RUTF for FY 2009.

15 32 2. There is appropriated from the primary road fund to the  
 15 33 salary adjustment fund, for the fiscal year beginning July 1,  
 15 34 2008, and ending June 30, 2009, the following amount, or so  
 15 35 much thereof as may be necessary, to be used for the purpose  
 16 1 designated:  
 16 2 To supplement other funds appropriated by the general  
 16 3 assembly:  
 16 4 ..... \$ 8,335,688

Primary Road Fund (PRF) appropriation to the Salary Adjustment Fund.

DETAIL: This is a decrease of \$392,529 compared to the amount needed to fully fund salary adjustment from the PRF for FY 2009.

16 5 3. Except as otherwise provided in this division of this  
 16 6 Act, the amounts appropriated in subsections 1 and 2 shall be  
 16 7 used to fund the annual pay adjustments, expense  
 16 8 reimbursements, and related benefits for public employees as  
 16 9 provided in this division of this Act.

Requires appropriations from the Road Use Tax Fund and the Primary Road Fund to be used as provided in this Bill.

16 10 Sec. 19. SPECIAL FUNDS == AUTHORIZATION. To departmental  
 16 11 revolving, trust, or special funds, except for the primary  
 16 12 road fund or the road use tax fund, for which the general  
 16 13 assembly has established an operating budget, a supplemental  
 16 14 expenditure authorization is provided, unless otherwise  
 16 15 provided, in an amount necessary to fund salary adjustments as  
 16 16 otherwise provided in this division of this Act.

Provides supplemental expenditure authorization for revolving trust funds or other special funds, except the Road Use Tax Fund and the Primary Road Fund, to be used to fund salary adjustments.

16 17 Sec. 20. GENERAL FUND SALARY MONEYS. Funds appropriated  
 16 18 from the general fund of the state for distribution from the  
 16 19 salary adjustment fund in the section of this division of this

Requires the General Fund appropriation made in this Bill to be used only to support salaries funded from the General Fund.

DETAIL: Salaries supported by tuition have now been added for

16 20 Act providing for funding of collective bargaining agreements	consideration for salary distribution funding to the State Board of
16 21 relate only to salaries supported from general fund	Regents.
16 22 appropriations of the state. Funds appropriated from the	
16 23 general fund of the state for employees of the state board of	
16 24 regents relate only to salaries supported by tuition or from	
16 25 general fund appropriations of the state and shall exclude	
16 26 general university indirect costs and general university	
16 27 federal funds.	
16 28 Sec. 21. FEDERAL FUNDS APPROPRIATED. All federal grants	Requires eligible federal funds received to be expended for salary
16 29 to and the federal receipts of the agencies affected by this	adjustments where appropriate.
16 30 division of Act which are received and may be expended for	
16 31 purposes of this division of this Act are appropriated for	
16 32 those purposes and as set forth in the federal grants or	
16 33 receipts.	
16 34 Sec. 22. STATE TROOPER MEAL ALLOWANCE. The sworn peace	Permits sworn peace officers in the Department of Public Safety, not
16 35 officers in the department of public safety who are not	covered by a collective bargaining agreement, to receive the same per
17 1 covered by a collective bargaining agreement negotiated	diem meal allowance as covered sworn peace officers.
17 2 pursuant to chapter 20 shall receive the same per diem meal	
17 3 allowance as the sworn peace officers in the department of	
17 4 public safety who are covered by a collective bargaining	
17 5 agreement negotiated pursuant to chapter 20.	
17 6 Sec. 23. SALARY MODEL ADMINISTRATOR. The salary model	Requires the Department of Management (DOM) salary model
17 7 administrator shall work in conjunction with the legislative	administrator to work in conjunction with the Legislative Services
17 8 services agency to maintain the state's salary model used for	Agency (LSA) in maintaining the State's salary model.
17 9 analyzing, comparing, and projecting state employee salary and	
17 10 benefit information, including information relating to	Requires the following departments or entities to provide salary data
17 11 employees of the state board of regents. The department of	to the DOM and the LSA:
17 12 revenue, the department of administrative services, the five	
17 13 institutions under the jurisdiction of the state board of	• Revenue
17 14 regents, the judicial district departments of correctional	• Administrative Services
17 15 services, and the state department of transportation shall	• Five institutions of the Board of Regents
17 16 provide salary data to the department of management and the	• Eight judicial district departments of community-based corrections
	• Transportation

17 17 legislative services agency to operate the state's salary  
 17 18 model. The format and frequency of provision of the salary  
 17 19 data shall be determined by the department of management and  
 17 20 the legislative services agency. The information shall be  
 17 21 used in collective bargaining processes under chapter 20 and  
 17 22 in calculating the funding needs contained within the annual  
 17 23 salary adjustment legislation. A state employee organization  
 17 24 as defined in section 20.3, subsection 4, may request  
 17 25 information produced by the model, but the information  
 17 26 provided shall not contain information attributable to  
 17 27 individual employees.

Permits a State employee organization to request information produced by the model, however, the information provided can not be individually identifiable.

17 28 Sec. 24. Section 173.10, Code 2007, is amended to read as  
 17 29 follows:  
 17 30 173.10 SALARY OF SECRETARY.  
 17 31 ~~The secretary shall receive the salary fixed by the board.~~  
 17 32 The compensation and employment terms of the secretary shall  
 17 33 be set by the Iowa state fair board with the approval of the  
 17 34 governor, taking into consideration the level of knowledge and  
 17 35 experience of the secretary.

CODE: Requires the salary and employment terms of the Secretary of the State Fair Board to be set by the State Fair Board with approval of the Governor.

DETAIL: The salary of the Secretary as of June 1, 2008, was \$149,802.

18 1 DIVISION IV  
 18 2 MISCELLANEOUS STATUTORY CHANGES == APPROPRIATIONS

18 3 Sec. 25. Section 8.7, Code 2007, is amended to read as  
 18 4 follows:  
 18 5 8.7 REPORTING OF GIFTS AND BEQUESTS RECEIVED.  
 18 6 All gifts and bequests ~~and grants~~ received by a  
 18 7 department or accepted by the governor on behalf of the state  
 18 8 shall be reported to the Iowa ethics and campaign disclosure  
 18 9 board and the government oversight committees. The ethics and  
 18 10 campaign disclosure board shall, by January 31 of each year,  
 18 11 submit to the fiscal services division of the legislative  
 18 12 services agency a written report listing all gifts and  
 18 13 bequests ~~and grants~~ received during the previous calendar  
 18 14 year with a value over one thousand dollars and the purpose

CODE: Eliminates the requirement that grants received be reported to the Iowa Ethics and Campaign Disclosure Board.

DETAIL: This responsibility is transferred to the Grants Enterprise Management Office in Section 26.



18 15 for each such gift ~~or~~ or bequest ~~or grant~~ . The submission  
18 16 shall also include a listing of all gifts ~~and~~ and bequests ~~and~~  
18 17 ~~grants~~ received by a department from a person if the  
18 18 cumulative value of all gifts ~~and~~ and bequests ~~and grants~~  
18 19 received by the department from the person during the previous  
18 20 calendar year exceeds one thousand dollars, and the ethics and  
18 21 campaign disclosure board shall include, if available, the  
18 22 purpose for each such gift ~~or~~ or bequest ~~or grant~~ . However,  
18 23 the reports on gifts ~~grants~~, or bequests filed by the state  
18 24 board of regents pursuant to section 8.44 shall be deemed  
18 25 sufficient to comply with the requirements of this section.

18 26 Sec. 26. Section 8.9, Code 2007, is amended to read as  
18 27 follows:  
18 28 8.9 GRANTS ENTERPRISE MANAGEMENT OFFICE.  
18 29 1. The office of grants enterprise management is  
18 30 established in the department of management. The function of  
18 31 the office is to develop and administer a system to track,  
18 32 identify, advocate for, and coordinate nonstate grants as  
18 33 defined in section 8.2, subsections 1 and 3. Staffing for the  
18 34 office of grants enterprise management shall be provided by a  
18 35 facilitator appointed by the director of the department of  
19 1 management. Additional staff may be hired, subject to the  
19 2 availability of funding. Funding for the office is from the  
19 3 appropriation to the department pursuant to section 8A.505,  
19 4 subsection 2.  
19 5 2. a. All grant applications submitted and grant moneys  
19 6 received by a department on behalf of the state shall be  
19 7 reported to the office of grants enterprise management. The  
19 8 office shall by January 31 of each year submit to the fiscal  
19 9 services division of the legislative services agency a written  
19 10 report listing all grants received during the previous  
19 11 calendar year with a value over one thousand dollars and the  
19 12 funding entity and purpose for each grant. However, the  
19 13 reports on grants filed by the state board of regents pursuant  
19 14 to section 8.44 shall be deemed sufficient to comply with the  
19 15 requirements of this subsection.

CODE: Requires grant applications and grant funds received to be reported to the Office of Grants Enterprise Management. Requires an annual report by January 31 to the Fiscal Services Division of the LSA. Requires semi-annual reports on July 1 and January 1 to the Government Oversight Committee.

19 16 b. The office of grants enterprise management shall submit  
19 17 by July 1 and January 1 of each year to the government  
19 18 oversight committees a written report summarizing departmental  
19 19 compliance with the requirements of this subsection.

19 20 Sec. 27. Section 12C.16, subsection 1, paragraph b,  
19 21 subparagraph (4), Code Supplement 2007, is amended to read as  
19 22 follows:

19 23 (4) To the extent of the guarantee, loans, obligations, or  
19 24 nontransferable letters of credit upon which the payment of  
19 25 principal and interest is fully secured or guaranteed by the  
19 26 United States of America or an agency or instrumentality of  
19 27 the United States of America or the United States central  
19 28 credit union, a corporate central credit union organized under  
19 29 section 533.213, or a corporate credit union ~~organized under~~  
19 30 ~~12 C.F.R. 704~~ whose activities are subject to regulation by  
19 31 the national credit union administration, and the rating of  
19 32 any one of such credit unions remains within the two highest  
19 33 classifications of prime established by at least one of the  
19 34 standard rating services approved by the superintendent of  
19 35 banking by rule pursuant to chapter 17A. The treasurer of  
20 1 state shall adopt rules pursuant to chapter 17A to implement  
20 2 this section.

CODE: Technical correction related to credit unions.

20 3 Sec. 28. Section 12C.17, subsection 1, paragraph c, Code  
20 4 Supplement 2007, is amended to read as follows:  
20 5 c. The securities shall be deposited with the federal  
20 6 reserve bank, the federal home loan bank of Des Moines, Iowa,  
20 7 or the United States central credit union, a corporate central  
20 8 credit union organized under section 533.213, or a corporate  
20 9 credit union ~~organized under 12 C.F.R. 704~~ whose activities  
20 10 are subject to regulation by the national credit union  
20 11 administration pursuant to a bailment agreement or a pledge  
20 12 custody agreement.

CODE: Technical correction related to credit unions.

20 13 Sec. 29. Section 12C.17, subsection 4, Code Supplement

CODE: Technical correction related to credit unions.

20 14 2007, is amended to read as follows:

20 15 4. Upon written request from the appropriate public  
20 16 officer but not less than monthly, the federal reserve bank,  
20 17 the federal home loan bank of Des Moines, Iowa, the United  
20 18 States central credit union, a corporate central credit union  
20 19 organized under section 533.213, or a corporate credit union  
20 20 ~~organized under 12 C.F.R. 704~~ whose activities are subject  
20 21 to regulation by the national credit union administration  
20 22 shall report a description, the par value, and the market  
20 23 value of any pledged collateral by a credit union.

20 24 Sec. 30. NEW SECTION . 15.368 WORLD FOOD PRIZE AWARD AND  
20 25 SUPPORT.

20 26 1. Commencing with the fiscal year beginning July 1, 2009,  
20 27 there is annually appropriated from the general fund of the  
20 28 state to the department one million dollars for the support of  
20 29 the world food prize award.

20 30 2. The Iowa state capitol is designated as the primary  
20 31 location for the annual ceremony to award the world food  
20 32 prize.

CODE: Establishes a standing General Fund appropriation of \$1,000,000 for the World Food Prize beginning in FY 2010. Designates the Capitol as the primary location for the annual award ceremony.

DETAIL: The estimated FY 2008 General Fund appropriation for the World Food Prize is \$450,000. The appropriation for FY 2009 is increased to \$1,000,000 in HF 2699 (FY 2009 Economic Development Appropriations Bill).

20 33 Sec. 31. Section 15F.204, subsection 5, unnumbered  
20 34 paragraph 1, Code 2007, is amended to read as follows:

20 35 At the beginning of each fiscal year, the board shall  
21 1 allocate one hundred thousand dollars for purposes of  
21 2 marketing those projects that are receiving moneys from the  
21 3 fund. After the marketing allocation, the board shall  
21 4 allocate all remaining moneys in the fund in the following  
21 5 manner:

CODE: Requires the Community Attraction and Tourism (CAT) Board to allocate \$100,000 for marketing projects receiving funds from the CAT Fund.

21 6 Sec. 32. Section 16.92, subsection 5, paragraph c, Code  
21 7 Supplement 2007, is amended to read as follows:

21 8 c. In addition to any other remedy provided by law, if the  
21 9 division through an act of negligence wrongfully or  
21 10 erroneously records a certificate of release under this

CODE: Adds statutory language regarding release of mortgage certificates by the Iowa Finance Authority.

21 11 section, the division is liable to the mortgagee and mortgage  
21 12 servicer for actual damages sustained due to the recording of  
21 13 the certificate of release.

21 14 Sec. 33. Section 21.5, subsection 1, Code Supplement 2007,  
21 15 is amended by adding the following new paragraph:  
21 16 NEW PARAGRAPH . I. To discuss patient care quality and  
21 17 process improvement initiatives in a meeting of a public  
21 18 hospital or to discuss marketing and pricing strategies or  
21 19 similar proprietary information in a meeting of a public  
21 20 hospital, where public disclosure of such information would  
21 21 harm such a hospital's competitive position when no public  
21 22 purpose would be served by public disclosure. The minutes and  
21 23 the audio recording of a closed session under this paragraph  
21 24 shall be available for public inspection when the public  
21 25 disclosure would no longer harm the hospital's competitive  
21 26 position. For purposes of this paragraph, "public hospital"  
21 27 means the same as defined in section 249J.3. This paragraph  
21 28 does not apply to the information required to be disclosed  
21 29 pursuant to section 347.13, subsection 14, or to any  
21 30 discussions relating to terms or conditions of employment,  
21 31 including but not limited to compensation of an officer or  
21 32 employee or group of officers or employees.

CODE: Permits public hospitals to have closed meetings under certain circumstances.

21 33 Sec. 34. Section 22.7, Code Supplement 2007, is amended by  
21 34 adding the following new subsection:  
21 35 NEW SUBSECTION . 60. CLOSED SESSION RECORDS. Information  
22 1 in a record that would permit a governmental body subject to  
22 2 chapter 21 to hold a closed session pursuant to section 21.5  
22 3 in order to avoid public disclosure of that information, until  
22 4 such time as final action is taken on the subject matter of  
22 5 that information. Any portion of such a record not subject to  
22 6 this subsection, or not otherwise confidential, shall be made  
22 7 available to the public. After the governmental body has  
22 8 taken final action on the subject matter pertaining to the  
22 9 information in that record, this subsection shall no longer

CODE: Statutory changes related to closed session meeting records of governmental bodies.

22 10 apply. This subsection shall not apply more than ninety days  
22 11 after a record is known to exist by the governmental body,  
22 12 unless it is not possible for the governmental body to take  
22 13 final action within ninety days. The burden shall be on the  
22 14 governmental body to prove that final action was not possible  
22 15 within the ninety-day period.

22 16 Sec. 35. Section 35A.8, subsection 5, paragraph a, Code  
22 17 Supplement 2007, is amended to read as follows:  
22 18 a. The executive director shall provide for the  
22 19 administration of the bonus authorized in this subsection.  
22 20 The ~~commission~~ department shall adopt rules, pursuant to  
22 21 chapter 17A, as necessary to administer this subsection  
22 22 including but not limited to application procedures,  
22 23 investigation, approval or disapproval, and payment of claims.

CODE: Changes the statutory reference related to veterans bonuses from the Veterans Affairs Commission to the Department of Veterans Affairs.

22 24 Sec. 36. Section 35A.8, subsection 5, paragraph b,  
22 25 subparagraph (1), Code Supplement 2007, is amended to read as  
22 26 follows:

22 27 (1) A person who served on active duty for not less than  
22 28 one hundred twenty days in the armed forces of the United  
22 29 States, and who served on active duty at any time between July  
22 30 1, 1973, and May 31, 1975, both dates inclusive, and who at  
22 31 the time of entering into active duty service was a legal  
22 32 resident of the state of Iowa, and who had maintained the  
22 33 person's residence in this state for a period of at least six  
22 34 months immediately before entering into active duty service,  
22 35 and was honorably discharged or separated from active duty  
23 1 service, or is still in active service in an honorable status,  
23 2 or has been retired, or has been furloughed to a reserve, or  
23 3 has been placed on inactive status is entitled to receive from  
23 4 moneys appropriated for that purpose the sum of seventeen  
23 5 dollars and fifty cents for each month that the person was on  
23 6 active duty service in the Vietnam service area, within the  
23 7 dates specified in this subparagraph, if the veteran earned  
23 8 either a Vietnam service medal or an armed forces

CODE: Changes statutory language regarding the veterans service period for purposes of qualifying for veterans bonuses.

23 9 expeditionary medal=Vietnam or can otherwise establish service  
23 10 in the Vietnam service area during that period. Compensation  
23 11 under this subparagraph shall not exceed a total sum of five  
23 12 hundred dollars. Compensation for a fraction of a month shall  
23 13 not be considered unless the fraction is sixteen days or more,  
23 14 in which case the fraction shall be computed as a full month.

23 15 Sec. 37. NEW SECTION . 68A.401A REPORTING OF  
23 16 CONTRIBUTIONS AND EXPENDITURES RELATING TO ISSUE ADVOCACY.

23 17 1. A political organization that is required to file  
23 18 reports with the internal revenue service, pursuant to 26  
23 19 U.S.C. 527, shall file a report with the board if that  
23 20 organization does both of the following:

23 21 a. Creates or disseminates a communication of issue  
23 22 advocacy in this state.

23 23 b. Receives or expects to receive twenty=five thousand  
23 24 dollars or more in gross receipts in any taxable year.

23 25 2. A report required under this section shall contain the  
23 26 following information:

23 27 a. The amount, date, and purpose of each expenditure made  
23 28 to a person if the aggregate amount of expenditures to such  
23 29 person during the calendar year equals or exceeds five hundred  
23 30 dollars and the name and address of the person, and, in the  
23 31 case of an individual, the occupation and name of employer of  
23 32 the individual.

23 33 b. The name and address, and, in the case of an  
23 34 individual, the occupation and name of employer of such  
23 35 individual, of all contributors which contributed an aggregate  
24 1 amount of two hundred dollars or more to the organization  
24 2 during the calendar year and the amount and date of the  
24 3 contribution.

24 4 3. The board shall by rule establish a procedure for the  
24 5 filing of reports required by this section. To the extent  
24 6 practicable the reporting periods and filing due dates shall  
24 7 be the same as set out in 26 U.S.C. 527(j)(2).

24 8 4. The term "issue advocacy" means any print, radio,  
24 9 televised, telephonic, or electronic communication in any form

CODE: Requires certain political organizations to file reports with the Ethics and Campaign Disclosure Board if the organization creates or disseminates a communication of issue advocacy in Iowa or expects to receive \$25,000 or more per year. Specifies the content to be included in the reports, requires the Board to establish reporting procedures, and specifies penalties applicable to violations of this Section.

24 10 or content, which is disseminated to the general public or a  
24 11 segment of the general public, that refers to a clearly  
24 12 identified candidate for the general assembly or statewide  
24 13 office.

24 14 5. The penalty set out in section 68A.701 does not apply  
24 15 to a violation of this section. The penalties for a violation  
24 16 of this section are as set out in section 68B.32D.

24 17 Sec. 38. Section 68B.2A, Code 2007, is amended by adding  
24 18 the following new subsection:  
24 19 NEW SUBSECTION . 4. The board shall adopt rules pursuant  
24 20 to chapter 17A further delineating particular situations where  
24 21 outside employment or activity of officials and state  
24 22 employees of the executive branch will be deemed to create an  
24 23 unacceptable conflict of interest.

CODE: Requires the Ethics and Campaign Finance Board to adopt rules delineating situations where outside employment or activities of State employees constitute an unacceptable conflict of interest.

24 24 Sec. 39. Section 68B.5A, subsections 2 and 5, Code 2007,  
24 25 are amended to read as follows:  
24 26 2. The head of a major subunit of a department or  
24 27 independent state agency whose position involves substantial  
24 28 exercise of administrative discretion or the expenditure of  
24 29 public funds , a full-time employee of an office of a statewide  
24 30 elected official whose position involves substantial exercise  
24 31 of administrative discretion or the expenditure of public  
24 32 funds , or a legislative employee whose position involves a  
24 33 substantial exercise of administrative discretion or the  
24 34 expenditure of public funds, shall not, during the time in  
24 35 which the person serves or is employed by the state, act as a  
25 1 lobbyist before the agency in which the person is employed or  
25 2 before state agencies, officials, or employees with whom the  
25 3 person has substantial or regular contact as part of the  
25 4 person's duties, unless the person is designated, by the  
25 5 agency in which the person serves or is employed, to represent  
25 6 the official position of the agency.  
25 7 5. The head of a major subunit of a department or  
25 8 independent state agency whose position involves substantial

CODE: Provides additional criteria related to certain State employees in reference to bans on lobbying.

25 9 exercise of administrative discretion or the expenditure of  
25 10 public funds , a full-time employee of an office of a statewide  
25 11 elected official whose position involves substantial exercise  
25 12 of administrative discretion or the expenditure of public  
25 13 funds , or a legislative employee whose position involves a  
25 14 substantial exercise of administrative discretion or the  
25 15 expenditure of public funds, shall not, within two years after  
25 16 termination of employment, become a lobbyist before the agency  
25 17 in which the person was employed or before state agencies or  
25 18 officials or employees with whom the person had substantial  
25 19 and regular contact as part of the person's former duties.

25 20 Sec. 40. Section 68B.22, subsection 4, Code Supplement  
25 21 2007, is amended by adding the following new paragraph:  
25 22 NEW PARAGRAPH . hh. Food and beverages provided at a meal  
25 23 that is part of a bona fide event or program at which the  
25 24 recipient is being honored for public service.

CODE: Adds food and beverage received at a meal that is part of an honor for public service to the list of exemptions from the gift law provisions.

25 25 Sec. 41. Section 68B.32, subsection 1, Code 2007, is  
25 26 amended to read as follows:  
25 27 1. An Iowa ethics and campaign disclosure board is  
25 28 established as an independent agency. The board shall  
25 29 administer this chapter and set standards for, investigate  
25 30 complaints relating to, and monitor the ethics of officials,  
25 31 employees, lobbyists, and candidates for office in the  
25 32 executive branch of state government. The board shall  
25 33 administer and set standards for, investigate complaints  
25 34 relating to, and monitor the campaign finance practices of  
25 35 candidates for public office. The board shall administer and  
26 1 establish standards for, investigate complaints relating to,  
26 2 and monitor the reporting of gifts , and bequests , ~~and grants~~  
26 3 under section 8.7. The board shall consist of six members and  
26 4 shall be balanced as to political affiliation as provided in  
26 5 section 69.16. The members shall be appointed by the  
26 6 governor, subject to confirmation by the senate.

CODE: Technical correction to remove a reference to grants from the duties of the Iowa Ethics and Campaign Disclosure Board.



26 7 Sec. 42. Section 68B.32A, subsection 4, Code Supplement  
 26 8 2007, is amended to read as follows:  
 26 9 4. Receive and file registration and reports from  
 26 10 lobbyists of the executive branch of state government, client  
 26 11 disclosure from clients of lobbyists of the executive branch  
 26 12 of state government, personal financial disclosure information  
 26 13 from officials and employees in the executive branch of state  
 26 14 government who are required to file personal financial  
 26 15 disclosure information under this chapter, and gift, and  
 26 16 bequest, ~~and grant~~ disclosure information pursuant to section  
 26 17 8.7. The board, upon its own motion, may initiate action and  
 26 18 conduct a hearing relating to reporting requirements under  
 26 19 this chapter or section 8.7.

CODE: Technical correction to remove a reference to grants from the duties of the Iowa Ethics and Campaign Disclosure Board.

26 20 Sec. 43. Section 84A.5, subsection 1, paragraph a, Code  
 26 21 Supplement 2007, is amended to read as follows:  
 26 22 a. The workforce development system shall strive to  
 26 23 provide high quality services to its customers including  
 26 24 workers, families, and businesses. The department of  
 26 25 workforce development shall maintain a common intake,  
 26 26 assessment, and customer tracking system and to the extent  
 26 27 practical provide one=stop services to customers at workforce  
 26 28 development centers and other service access points. The  
 26 29 department of workforce development shall administer a  
 26 30 statewide standard skills assessment to assess the  
 26 31 employability skills of adult workers statewide and shall  
 26 32 instruct appropriate department staff in the administration of  
 26 33 the assessment. The assessment shall be included in the  
 26 34 one=stop services provided to customers at workforce  
 26 35 development centers and other service access points throughout  
 27 1 the state.

CODE: Requires the Iowa Department of Workforce Development to administer a Statewide standard skills assessment to determine the employability of adult workers throughout the State. Requires the access to be provided at One-Stop Field Offices and other service access points in the State.

DETAIL: The estimated FY 2009 cost for administering the assessments is \$500,000.

27 2 Sec. 44. Section 97A.10, Code 2007, is amended to read as  
 27 3 follows:  
 27 4 97A.10 PURCHASE OF ELIGIBLE SERVICE CREDIT.  
 27 5 1. For purposes of this section:

CODE: Allows members to purchase eligible service credit for service prior to July 1, 1992, that was not eligible to be transferred from the 411 Retirement System to the Peace Officers Retirement System (PORS).

27 6 a. "Eligible qualified service" means as follows:  
 27 7 (1) ~~Service with the department prior to July 1, 1994, in~~  
 27 8 ~~a position as a gaming enforcement officer, fire prevention~~  
 27 9 ~~inspector peace officer, or as an employee of the division of~~  
 27 10 ~~capitol police except clerical workers.~~  
 27 11 (2) ~~Service~~ service as a member of a city fire retirement  
 27 12 system or police retirement system operating under chapter 411  
 27 13 prior to January 1, 1992, for which service was not eligible  
 27 14 to be transferred to this system pursuant to section 97A.17.  
 27 15 Eligible qualified service under this paragraph "a" does  
 27 16 not include service if the receipt of credit for such service  
 27 17 would result in the member receiving a retirement benefit  
 27 18 under more than one retirement plan for the same period of  
 27 19 service.  
 27 20 b. "Permissive service credit" means credit that will be  
 27 21 recognized by the retirement system for purposes of  
 27 22 calculating a member's benefit, for which the member did not  
 27 23 previously receive service credit in the retirement system,  
 27 24 and for which the member voluntarily contributes to the  
 27 25 retirement system the amount required by the retirement  
 27 26 system, not in excess of the amount necessary to fund the  
 27 27 benefit attributable to such service.  
 27 28 2. An active member of the system may make contributions  
 27 29 to the system to purchase up to the maximum amount of  
 27 30 permissive service credit for eligible qualified service as  
 27 31 determined by the system, pursuant to Internal Revenue Code  
 27 32 section 415(n) and the requirements of this section. A member  
 27 33 seeking to purchase permissive service credit pursuant to this  
 27 34 section shall file a written application along with  
 27 35 appropriate documentation with the department by July 1, 2007  
 28 1 2009 .  
 28 2 3. A member making contributions for a purchase of  
 28 3 permissive service credit for eligible qualified service under  
 28 4 this section shall make contributions in an amount equal to  
 28 5 the actuarial cost of the permissive service credit purchase ,  
 28 6 less an amount equal to the member's contributions under  
 28 7 chapter 411 for the period of eligible qualified service  
 28 8 together with interest at a rate determined by the board of

DETAIL: The members are allowed to purchase permissive service credit, by July 1, 2009, for eligible qualified service at an amount equal to the actuarial cost of the permissive credit service, less the amount equal to the member's contributions under Chapter 411 for the period of eligible qualified service, including interest, at a rate determined by the Board of Trustees.

28 9 trustees . For purposes of this subsection, the actuarial cost  
28 10 of the permissive service credit purchase is an amount  
28 11 determined by the system in accordance with actuarial tables,  
28 12 as reported to the system by the system's actuary, which  
28 13 reflects the actuarial cost necessary to fund an increased  
28 14 retirement allowance resulting from the purchase of permissive  
28 15 service credit.

28 16 Sec. 45. Section 103.6, Code Supplement 2007, is amended  
28 17 by adding the following new subsection:  
28 18 NEW SUBSECTION . 5. Adopt rules to create a special master  
28 19 license class or subclass and special journeyman license class  
28 20 or subclass for individuals who were licensed by a political  
28 21 subdivision prior to January 1, 2008, pursuant to a supervised  
28 22 written examination that has not been approved by the board  
28 23 pursuant to section 103.10, subsection 4, or section 103.12,  
28 24 subsection 4. A person licensed pursuant to this subsection  
28 25 shall have the same authority as a person holding a  
28 26 corresponding class A master license or class A journeyman  
28 27 license. However, the board shall not be required to include  
28 28 persons licensed under this subsection in any agreement  
28 29 entered into pursuant to the authority granted under section  
28 30 103.21.

CODE: Requires the Electrical Examining Board to adopt rules to create a special master license class or subclass and a special journeyman license class or subclass for individuals that were licensed by a political subdivision prior to January 1, 2008.

DETAIL: Electricians that would otherwise have qualified for a Class A Master or a Class A Journeyman license, but the electrical test they passed was not approved by the Electrical Examining Board, would be eligible for this special license. However, electricians in this license category are not considered part of any reciprocity agreements.

FISCAL IMPACT: The Electrical Examining Board will set the fee for this license through the administrative rules process. This special license has no maximum fee amount specified in Code. The fiscal impact for this license category cannot be determined at this time.

28 31 Sec. 46. Section 103.22, Code Supplement 2007, is amended  
28 32 by adding the following new subsection:  
28 33 NEW SUBSECTION . 2A. Require firms or individuals working  
28 34 under contract to municipal utilities, electric membership or  
28 35 cooperative associations, or investor-owned utilities to hold  
29 1 licenses while performing work for utilities which is within  
29 2 the scope of the public service obligations of a utility.

CODE: Provides an exemption for firms or individuals performing work under contract with a municipal utility, electric membership or cooperative association, or investor-owned utilities from the requirement to hold a valid electrician's license in Iowa.

29 3 Sec. 47. Section 135.63, subsection 2, paragraph I, Code  
29 4 2007, is amended to read as follows:  
29 5 I. The replacement or modernization of any institutional

CODE: Exempts "replacement" of certain hospital facilities from the Certificate of Need process administered by the Department of Public Health.

29 6 health facility if the replacement or modernization does not  
 29 7 add new health services or additional bed capacity for  
 29 8 existing health services, notwithstanding any provision in  
 29 9 this division to the contrary. With reference to a hospital,  
 29 10 "replacement" means establishing a new hospital that  
 29 11 demonstrates compliance with all of the following criteria  
 29 12 through evidence submitted to the department:  
 29 13 (1) Is designated as a critical access hospital pursuant  
 29 14 to 42 U.S.C. 1395i-4.  
 29 15 (2) Serves at least seventy-five percent of the same  
 29 16 service area that was served by the prior hospital to be  
 29 17 closed and replaced by the new hospital.  
 29 18 (3) Provides at least seventy-five percent of the same  
 29 19 services that were provided by the prior hospital to be closed  
 29 20 and replaced by the new hospital.  
 29 21 (4) Is staffed by at least seventy-five percent of the  
 29 22 same staff, including medical staff, contracted staff, and  
 29 23 employees, as constituted the staff of the prior hospital to  
 29 24 be closed and replaced by the new hospital.

DETAIL: There are 82 "critical access" hospitals in Iowa as defined by federal law.

29 25 Sec. 48. Section 135B.5, Code 2007, is amended to read as  
 29 26 follows:  
 29 27 135B.5 ISSUANCE AND RENEWAL OF LICENSE.  
 29 28 1. Upon receipt of an application for license and the  
 29 29 license fee, the department shall issue a license if the  
 29 30 applicant and hospital facilities comply with this chapter and  
 29 31 the rules of the department. Each licensee shall receive  
 29 32 annual reapproval upon payment of ~~ten~~ five hundred dollars and  
 29 33 upon filing of an application form which is available from the  
 29 34 department. The annual licensure fee shall be dedicated to  
 29 35 support and provide educational programs on regulatory issues  
 30 1 for hospitals licensed under this chapter in consultation with  
 30 2 the hospital licensing board. Licenses shall be either  
 30 3 general or restricted in form. Each license shall be issued  
 30 4 only for the premises and persons or governmental units named  
 30 5 in the application and is not transferable or assignable  
 30 6 except with the written approval of the department. Licenses

CODE: Increases the hospital license fee from \$10 to \$500.

DETAIL: There are currently 123 hospitals in Iowa. The total revenue from the current license fee is \$1,230 and is deposited in the General Fund. This change would increase total revenue to \$62,500 and result in an increase of \$60,270 to the General Fund in FY 2009. Requires the revenues to be used for support and educational programs related to regulatory issues for hospitals.

30 7 shall be posted in a conspicuous place on the licensed  
30 8 premises as prescribed by rule of the department.  
30 9 ~~2. Provided, however, that the~~ The provisions of this  
30 10 section shall not in any way affect, change, deny or nullify  
30 11 any rights set forth in, or arising from the provisions of  
30 12 this chapter and particularly section 135B.7, arising before  
30 13 or after December 31, 1960.

30 14 Sec. 49. Section 135B.10, Code 2007, is amended to read as  
30 15 follows:

30 16 135B.10 HOSPITAL LICENSING BOARD.

30 17 The governor shall appoint ~~five~~ six individuals ~~who possess~~  
30 18 ~~recognized ability in the field of hospital administration~~ , to  
30 19 serve as the hospital licensing board within the department.  
30 20 Five members shall possess recognized ability in the field of  
30 21 hospital administration and one member shall be a member of  
30 22 the general public.

CODE: Adds a public member to the Hospital Licensing Board within the Department of Public Health.

30 23 Sec. 50. Section 135C.40, subsection 1, Code 2007, is  
30 24 amended to read as follows:

30 25 1. If the director determines, based on the findings of an  
30 26 inspection or investigation of a health care facility, that  
30 27 the facility is in violation of this chapter ~~or~~ rules adopted  
30 28 under this chapter, or the federal certification guidelines,  
30 29 the director within ~~five~~ ten working days after ~~making the~~  
30 30 ~~determination~~ completion of an on-site survey , ~~may~~ shall issue  
30 31 ~~a written citation~~ all statements of deficiencies, including  
30 32 any state citations issued to the facility under rules adopted  
30 33 by the department . The citation shall be served upon the  
30 34 facility personally ~~or~~ , by electronic mail, or by certified  
30 35 mail, except that a citation for a Class III violation may be  
31 1 sent by ordinary mail. Each citation shall specifically  
31 2 describe the nature of the violation, identifying the Code  
31 3 section or subsection or the rule or standard violated, and  
31 4 the classification of the violation under section 135C.36.  
31 5 Where appropriate, the citation shall also state the period of

CODE: Makes changes to requirements for notices of deficiencies resulting from inspection or investigation of health care facilities by the Department of Inspections and Appeals. Requires followup visits to occur within 10 business days of submission of a plan of correction. Requires the notice of deficiencies related to federal requirements to be issued by the Department of Inspections and Appeals to the affected facility within 24 hours after the Centers for Medicare and Medicaid Services provides notification to the Department of Human Services.

31 6 time allowed for correction of the violation, which shall in  
31 7 each case be the shortest period of time the department deems  
31 8 feasible. Failure to correct a violation within the time  
31 9 specified, unless the licensee shows that the failure was due  
31 10 to circumstances beyond the licensee's control, shall subject  
31 11 the facility to a further penalty of fifty dollars for each  
31 12 day that the violation continues after the time specified for  
31 13 correction.  
31 14 a. If a facility licensed under this chapter submits a  
31 15 plan of correction relating to a statement of deficiencies or  
31 16 a response to a citation issued under rules adopted by the  
31 17 department and the department elects to conduct an on-site  
31 18 revisit survey, the department shall commence the revisit  
31 19 survey within ten business days of the date that the plan of  
31 20 correction is received, or the date specified within the plan  
31 21 of correction alleging compliance, whichever is later.  
31 22 b. If the department recommends the issuance of federal  
31 23 remedies pursuant to 42 C.F.R. 488.406 (a)(2) or (a)(3),  
31 24 relating to a survey conducted by the department, the  
31 25 department shall issue the statement of deficiencies within  
31 26 twenty-four hours of the date that the centers for Medicare  
31 27 and Medicaid services of the United States department of  
31 28 health and human services was notified of the recommendation  
31 29 for the imposition of remedies.

31 30 Sec. 51. Section 175.2, subsection 1, paragraph m, Code  
31 31 2007, is amended to read as follows:  
31 32 m. (1) "Low or moderate net worth" means a person's  
31 33 aggregate net worth calculated as a designated amount  
31 34 established pursuant to rules adopted by the authority and  
31 35 effective for one year. The designated amount shall be  
32 1 established by January 1 of each year by adjusting the  
32 2 designated amount effective on the previous December 31. The  
32 3 authority shall establish the designated amount in accordance  
32 4 with the prices paid by farmers index as compiled by the  
32 5 United States department of agriculture.  
32 6 (2) "Low or moderate net worth" as applied to the

CODE: Defines net worth and makes other statutory changes related to certain agricultural loans under the Iowa Agricultural Development Act.

32 7 following persons means :

32 8 (1) (a) For an individual, an aggregate net worth of the  
32 9 individual and the individual's spouse and minor children of  
32 10 less than ~~three hundred thousand dollars~~ the designated  
32 11 amount .

32 12 (2) (b) For a partnership, an aggregate net worth of all  
32 13 partners, including each partner's net capital in the  
32 14 partnership, and each partner's spouse and minor children of  
32 15 less than ~~six hundred thousand dollars~~ twice the designated  
32 16 amount . However, the aggregate net worth of each partner and  
32 17 that partner's spouse and minor children shall not exceed  
32 18 ~~three hundred thousand dollars~~ the designated amount .

32 19 (3) (c) For a family farm corporation, an aggregate net  
32 20 worth of all shareholders, including the value of each  
32 21 shareholder's share in the family farm corporation, and each  
32 22 shareholder's spouse and minor children of less than ~~six~~  
32 23 ~~hundred thousand dollars~~ twice the designated amount .  
32 24 However, the aggregate net worth of each shareholder and that  
32 25 shareholder's spouse and minor children shall not exceed ~~three~~  
32 26 ~~hundred thousand dollars~~ the designated amount .

32 27 (4) (d) For a family farm limited liability company, an  
32 28 aggregate net worth of all members, including each member's  
32 29 ownership interest in the family farm limited liability  
32 30 company, and each member's spouse and minor children of less  
32 31 than ~~six hundred thousand dollars~~ twice the designated amount .  
32 32 However, the aggregate net worth of each member and that  
32 33 member's spouse and minor children shall not exceed ~~three~~  
32 34 ~~hundred thousand dollars~~ the designated amount .

32 35 Sec. 52. Section 216A.162, subsection 2, if enacted by  
33 1 2008 Iowa Acts, Senate File 2400, is amended to read as  
33 2 follows:

33 3 2. The purpose of the commission shall be to work in  
33 4 concert with ~~tribal governments~~, Native American groups , and  
33 5 ~~Native American persons~~ Americans in this state to advance the  
33 6 interests of ~~tribal governments and Native American persons~~  
33 7 Americans in the areas of human rights, access to justice,

CODE: Corrective changes to language in SF 2400 (FY 2009  
Administration and Regulation Appropriations Bill) establishing a  
Commission on Native American Affairs.

33 8 economic equality, and the elimination of discrimination.

33 9 Sec. 53. Section 216A.162, subsection 3, paragraph a, if  
33 10 enacted by 2008 Iowa Acts, Senate File 2400, is amended to  
33 11 read as follows:

33 12 a. Seven public members appointed in compliance with  
33 13 sections 69.16 and 69.16A who shall be appointed with  
33 14 consideration given to the geographic residence of the member  
33 15 and the population density of Native Americans within the  
33 16 vicinity of the geographic residence of a member. Of the  
33 17 seven public members appointed, at least one shall be a Native  
33 18 American who is an enrolled tribal member living on a tribal  
33 19 settlement or reservation in Iowa and whose tribal government  
33 20 is located in Iowa ~~and one shall be a Native American who is~~  
33 21 ~~primarily descended from a tribe other than those specified in~~  
33 22 ~~paragraph "b"~~.

CODE: Corrective changes to language in SF 2400 (FY 2009  
Administration and Regulation Appropriations Bill) establishing a  
Commission on Native American Affairs.

33 23 Sec. 54. Section 216A.165, if enacted by 2008 Iowa Acts,  
33 24 Senate File 2400, is amended to read as follows:  
33 25 216A.165 DUTIES.

33 26 The commission shall have all powers necessary to carry out  
33 27 the functions and duties specified in this subchapter and  
33 28 shall do all of the following:

33 29 1. Advise the governor and the general assembly on issues  
33 30 confronting ~~tribal governments and Native American persons~~  
33 31 Americans in this state.

33 32 2. Promote legislation beneficial to ~~tribal governments~~  
33 33 ~~and Native American persons~~ Americans in this state.

33 34 3. Recommend to the governor and the general assembly any  
33 35 revisions in the state's affirmative action program and other  
34 1 steps necessary to eliminate discrimination against and the  
34 2 underutilization of Native ~~American persons~~ Americans in the  
34 3 state's workforce.

34 4 4. Serve as a conduit to state government for Native  
34 5 ~~American persons~~ Americans in this state.

34 6 5. Serve as an advocate for Native ~~American persons~~

CODE: Corrective changes to language in SF 2400 (FY 2009  
Administration and Regulation Appropriations Bill) establishing a  
Commission on Native American Affairs.



34 7 Americans and a referral agency to assist Native ~~American~~  
34 8 ~~persons~~ Americans in securing access to justice and state  
34 9 agencies and programs.  
34 10 6. Serve as a liaison with federal, state, and local  
34 11 governmental units, and private organizations on matters  
34 12 relating to Native ~~American persons~~ Americans in this state.  
34 13 7. Conduct studies, make recommendations, and implement  
34 14 programs designed to solve the problems of Native ~~American~~  
34 15 ~~persons~~ Americans in this state in the areas of human rights,  
34 16 housing, education, welfare, employment, health care, access  
34 17 to justice, and any other related problems.  
34 18 8. Publicize the accomplishments of Native ~~American~~  
34 19 ~~persons~~ Americans and their contributions to this state.  
34 20 9. Work with other state, tribal, and federal agencies and  
34 21 organizations to develop small business opportunities and  
34 22 promote economic development for Native ~~American persons~~  
34 23 Americans .

34 24 Sec. 55. Section 216A.166, if enacted by 2008 Iowa Acts,  
34 25 Senate File 2400, is amended to read as follows:  
34 26 216A.166 REVIEW OF GRANT APPLICATIONS AND BUDGET REQUESTS.  
34 27 Before the submission of an application, a state department  
34 28 or agency shall consult with the commission concerning an  
34 29 application for federal funding that will have its primary  
34 30 effect on ~~tribal governments or Native American persons~~  
34 31 Americans . The commission shall advise the governor, the  
34 32 director of the department of human rights, and the director  
34 33 of revenue concerning any state agency budget request that  
34 34 will have its primary effect on ~~tribal governments or Native~~  
34 35 ~~American persons~~ Americans .

CODE: Corrective changes to language in SF 2400 (FY 2009  
Administration and Regulation Appropriations Bill) establishing a  
Commission on Native American Affairs.

35 1 Sec. 56. NEW SECTION . 231C.20 CITATIONS == MONITORING  
35 2 VISITS.  
35 3 1. All results of state monitoring visits, including  
35 4 complaint investigations or certification inspections  
35 5 conducted by the department pursuant to this chapter or rules

CODE: Requires the Department of Inspections and Appeals to notify  
assisted living programs with results of monitoring visits within 10  
business days of completion of the visit. Requires followup visits to  
occur with 10 business days after receipt of a plan of correction.

35 6 adopted by the department shall be submitted by the department  
 35 7 personally, by electronic mail, or by certified mail to the  
 35 8 program no later than ten business days following completion  
 35 9 of an on-site monitoring visit, if findings of noncompliance  
 35 10 are cited.

35 11 2. If a program certified under this chapter submits a  
 35 12 plan of correction relating to the statement of noncompliance  
 35 13 or a response to a civil penalty issued under rules adopted by  
 35 14 the department, and the department elects to conduct an  
 35 15 on-site monitoring revisit, the department shall commence the  
 35 16 monitoring revisit within ten business days of the date that  
 35 17 the plan of correction is received, or the date specified  
 35 18 within the plan of correction alleging compliance, whichever  
 35 19 is later.

35 20 Sec. 57. NEW SECTION . 279.67 COMPETITIVE LIVING WAGE.  
 35 21 It is the goal of this state that every employee of a  
 35 22 public school corporation be provided with a competitive  
 35 23 living wage.

CODE: Establishes a goal of the State to provide public school employees with a competitive living wage.

35 24 Sec. 58. Section 321A.3, subsections 1, 5, and 6, Code  
 35 25 Supplement 2007, are amended to read as follows:  
 35 26 1. The department shall upon request furnish any person a  
 35 27 certified abstract of the operating record of a person subject  
 35 28 to chapter 321, 321J, or this chapter. The abstract shall  
 35 29 also fully designate the motor vehicles, if any, registered in  
 35 30 the name of the person. If there is no record of a conviction  
 35 31 of the person having violated any law relating to the  
 35 32 operation of a motor vehicle or of any injury or damage caused  
 35 33 by the person, the department shall so certify. A fee of five  
 35 34 dollars and fifty cents shall be paid for each abstract except  
 35 35 for state, county, or city officials, court officials, public  
 36 1 transit officials, or other officials of a political  
 36 2 subdivision of the state or a nonprofit charitable  
 36 3 organization described in section 501(c)(3) of the Internal  
 36 4 Revenue Code . The department shall transfer the moneys

CODE: Provides for the following changes pertaining to requests for and use of records or abstracts of motor vehicle operating records:

- Waives the fee charged to nonprofit charitable organizations that are exempt from federal income tax.
- Eliminates access to another person's motor vehicle operating record.
- Allows persons to view their own operating record without charge, regardless of how many records are viewed.

DETAIL: Currently, the Department of Transportation (DOT) provides certified records to customers for a fee of \$5.50. Alternatively, the DOT does not charge a fee for customers to view their own operating record, but imposes a fee of \$1.00 or \$2.00 per record to view other records through the DOT's computer terminal or for a computer printout (i.e., non-certified records). Funds from all transactions are deposited in the General Fund, with the first \$1.0 million collected

36 5 collected under this section to the treasurer of state who  
 36 6 shall credit to the general fund all moneys collected.  
 36 7 5. ~~The department may permit any person to view the~~  
 36 8 ~~operating record of a person subject to chapter 321 or this~~  
 36 9 ~~chapter through one of the department's computer terminals or~~  
 36 10 ~~through a computer printout generated by the department. The~~  
 36 11 department shall not require a fee for a person to view their  
 36 12 own operating record, ~~but the department shall impose a fee of~~  
 36 13 ~~one dollar for each of the first five operating records viewed~~  
 36 14 ~~within a calendar day and two dollars for each additional~~  
 36 15 ~~operating record viewed within the calendar day.~~  
 36 16 6. Fees under ~~subsections~~ subsection 1 and 5 may be paid  
 36 17 by credit cards, as defined in section 537.1301, subsection  
 36 18 17, approved for that purpose by the department of  
 36 19 transportation. The department shall enter into agreements  
 36 20 with financial institutions extending credit through the use  
 36 21 of credit cards to ensure payment of the fees. The department  
 36 22 shall adopt rules pursuant to chapter 17A to implement the  
 36 23 provisions of this subsection.

36 24 Sec. 59. Section 321A.3, Code Supplement 2007, is amended  
 36 25 by adding the following new subsection:  
 36 26 NEW SUBSECTION . 8. A person making a request for a record  
 36 27 or an abstract under this section that is subject to a fee  
 36 28 shall only use the record or abstract requested one time, for  
 36 29 one purpose, and it shall not supply that record to more than  
 36 30 one other person. Any subsequent use of the same record or  
 36 31 abstract shall require that the person make a subsequent  
 36 32 request for the record or abstract and pay an additional fee  
 36 33 for the request in the same manner as provided for the initial  
 36 34 request. A person requesting a record or an abstract pursuant  
 36 35 to this section shall keep records identifying who the record  
 37 1 or abstract is provided to, and the use of the record or  
 37 2 abstract, for a period of five years. Records maintained  
 37 3 pursuant to this subsection shall be made available to the  
 37 4 department upon request. A person shall not sell, retain,  
 37 5 distribute, provide, or transfer any record or abstract

used to support the IOWAccess Revolving Fund.

FISCAL IMPACT: The estimated fiscal impact can not be determined. However, since non-certified records can no longer be obtained, it is assumed that more certified records will be requested. An estimated \$207,000 was collected from non-certified records in calendar year 2007 (138,000 records at \$1.50 per record). If the same number of certified records are purchased annually, the amount collected would be \$759,000, resulting in a net General Fund increase of \$552,000.

CODE: Provides that a person making a request for a motor vehicle operating record or abstract that is subject to a fee may only use the record for a single purpose. If the person wants to use the record or abstract for any additional purpose, another fee must be paid. In addition, the person is required to keep records for five years detailing the use of the record or abstract.

DETAIL: Currently, customers are allowed to re-sell the results of an on-line search an unlimited number of times or re-use the results for another purpose.

FISCAL IMPACT: This statutory change is estimated to increase General Fund revenue by \$200,000 for FY 2009.

37 6 information or portion of the record or abstract information  
37 7 acquired under this agreement except as authorized by the  
37 8 department and the federal Driver's Privacy Protection Act, 18  
37 9 U.S.C. 2721=2725.

37 10 Sec. 60. Section 331.304, subsection 10, Code Supplement  
37 11 2007, is amended to read as follows:  
37 12 10. A county shall not adopt or enforce any ordinance  
37 13 imposing any registration or licensing system or registration  
37 14 or license fees for or relating to owner=occupied manufactured  
37 15 or mobile homes including the lots ~~or~~ lands or manufactured  
37 16 home community or mobile home park upon or in which they are  
37 17 located. A county shall not adopt or enforce any ordinance  
37 18 imposing any registration or licensing system, or registration  
37 19 or license fees, or safety or sanitary standards for rental  
37 20 manufactured or mobile homes unless similar registration or  
37 21 licensing system, or registration or license fees, or safety  
37 22 or sanitary standards are required for other rental properties  
37 23 intended for human habitation. This subsection does not  
37 24 preclude the investigation and abatement of a nuisance or the  
37 25 enforcement of a tiedown system, or the enforcement of any  
37 26 regulations of the state or local board of health if those  
37 27 regulations apply to other rental properties or to  
37 28 owner=occupied housing intended for human habitation.

CODE: Prohibits a county from adopting or enforcing any ordinance imposing a registration or licensing system or fees relating to owner-occupied manufactured or mobile homes, including those located in a manufactured home community or mobile home park.

37 29 Sec. 61. Section 364.3, subsection 5, Code 2007, is  
37 30 amended to read as follows:  
37 31 5. A city shall not adopt or enforce any ordinance  
37 32 imposing any registration or licensing system or registration  
37 33 or license fees for or relating to owner=occupied manufactured  
37 34 or mobile homes including the lots ~~or~~ lands or manufactured  
37 35 home community or mobile home park upon or in which they are  
38 1 located. A city shall not adopt or enforce any ordinance  
38 2 imposing any registration or licensing system, or registration  
38 3 or license fees, or safety or sanitary standards for rental  
38 4 manufactured or mobile homes unless a similar registration or

CODE: Provides that a city is not to adopt or enforce any ordinance imposing a registration or licensing system or fees relating to owner-occupied manufactured or mobile homes, including those located in a manufactured home community or mobile home park.

38 5 licensing system, or registration or license fees, or safety  
 38 6 or sanitary standards are required for other rental properties  
 38 7 intended for human habitation. This subsection does not  
 38 8 preclude the investigation and abatement of a nuisance or the  
 38 9 enforcement of a tiedown system, or the enforcement of any  
 38 10 regulations of the state or local board of health if those  
 38 11 regulations apply to other rental properties or to  
 38 12 owner=occupied housing intended for human habitation.

38 13 Sec. 62. NEW SECTION . 422.11V CHARITABLE CONSERVATION  
 38 14 CONTRIBUTION TAX CREDIT.

38 15 1. The taxes imposed under this division, less the credits  
 38 16 allowed under section 422.12, shall be reduced by a charitable  
 38 17 conservation contribution tax credit equal to fifty percent of  
 38 18 the fair market value of a qualified real property interest  
 38 19 located in the state that is conveyed as an unconditional  
 38 20 charitable donation in perpetuity by the taxpayer to a  
 38 21 qualified organization exclusively for conservation purposes.  
 38 22 The maximum amount of tax credit is one hundred thousand  
 38 23 dollars. The amount of the contribution for which the tax  
 38 24 credit is claimed shall not be deductible in determining  
 38 25 taxable income for state tax purposes.

38 26 2. For purposes of this section, "conservation purpose",  
 38 27 "qualified organization", and "qualified real property  
 38 28 interest" mean the same as defined for the qualified  
 38 29 conservation contribution under section 170(h) of the Internal  
 38 30 Revenue Code, except that a conveyance of land for open space  
 38 31 for the purpose of fulfilling density requirements to obtain  
 38 32 subdivision or building permits shall not be considered a  
 38 33 conveyance for a conservation purpose.

38 34 3. Any credit in excess of the tax liability is not  
 38 35 refundable but the excess for the tax year may be credited to  
 39 1 the tax liability for the following twenty tax years or until  
 39 2 depleted, whichever is the earlier.

39 3 4. An individual may claim the tax credit allowed a  
 39 4 partnership, limited liability company, S corporation, estate,  
 39 5 or trust electing to have the income taxed directly to the

CODE: Creates a personal income tax credit for the charitable contribution of real estate to qualified organizations exclusively for conservation purposes. The tax credit is equal to 50.00% of the fair market value of the contribution or \$100,000 per contribution, whichever is lower. The credit is not refundable and cannot be transferred to another taxpayer but may be carried forward by the taxpayer for up to 20 years. The change is retroactive to January 1, 2008.

FISCAL IMPACT: This tax credit, combined with the corporate tax credit in Section 63, is projected to reduce net General Fund revenue by the following amounts:

FY 2009 - \$0.3 million  
 FY 2010 - \$0.5 million  
 FY 2011 - \$0.8 million  
 FY 2012 - \$1.1 million  
 FY 2013 and beyond - \$1.4 million

The local option income surtax for schools is based on a percentage of the taxpayer's State tax liability, prior to refundable credits but after adjustment for non-refundable credits. Since this credit is nonrefundable, the credit will also reduce the statewide yield of the local option income surtax for schools by an amount equal to 3.00% of the State impact listed above (\$40,000 by FY 2013).

39 6 individual. The amount claimed by the individual shall be  
39 7 based upon the pro rata share of the individual's earnings of  
39 8 the partnership, limited liability company, S corporation,  
39 9 estate, or trust.

39 10 Sec. 63. Section 422.33, Code Supplement 2007, is amended  
39 11 by adding the following new subsection:

39 12 NEW SUBSECTION . 25. a. The taxes imposed under this  
39 13 division shall be reduced by a charitable conservation  
39 14 contribution tax credit equal to fifty percent of the fair  
39 15 market value of a qualified real property interest located in  
39 16 the state that is conveyed as an unconditional charitable  
39 17 donation in perpetuity by the taxpayer to a qualified  
39 18 organization exclusively for conservation purposes. The  
39 19 maximum amount of tax credit is one hundred thousand dollars.  
39 20 The amount of the contribution for which the tax credit is  
39 21 claimed shall not be deductible in determining taxable income  
39 22 for state tax purposes.

39 23 b. For purposes of this section, "conservation purpose",  
39 24 "qualified organization", and "qualified real property  
39 25 interest" mean the same as defined for the qualified  
39 26 conservation contribution under section 170(h) of the Internal  
39 27 Revenue Code, except that a conveyance of land for open space  
39 28 for the purpose of fulfilling density requirements to obtain  
39 29 subdivision or building permits shall not be considered a  
39 30 conveyance for a conservation purpose.

39 31 c. Any credit in excess of the tax liability is not  
39 32 refundable but the excess for the tax year may be credited to  
39 33 the tax liability for the following twenty tax years or until  
39 34 depleted, whichever is the earlier.

39 35 Sec. 64. Section 423.6, subsection 14, Code 2007, is  
40 1 amended to read as follows:  
40 2 14. Mobile homes to the extent of the portion of the  
40 3 purchase price of the mobile home which is not attributable to  
40 4 the cost of the tangible personal property used in the

CODE: Creates a corporate income tax credit for the charitable contribution of real estate to qualified organizations exclusively for conservation purposes. The tax credit is equal to 50.00% of the fair market value of the contribution or \$100,000 per contribution, whichever is lower. The credit is not refundable and cannot be transferred to another taxpayer but may be carried forward by the taxpayer for up to 20 years. The change is retroactive to January 1, 2008.

FISCAL IMPACT: The fiscal impact for this Section is included in Section 62.

CODE: Increases the use tax exemption on the purchase price of a mobile home or a manufactured home from 40.00% to 80.00%. This change results in the increase in the exemption from the use tax of the purchase price or installed purchase price from 40.00% to 80.00%.

40 5 processing of the mobile home, and manufactured housing to the  
 40 6 extent of the purchase price or the installed purchase price  
 40 7 of the manufactured housing which is not attributable to the  
 40 8 cost of the tangible personal property used in the processing  
 40 9 of the manufactured housing. For purposes of this exemption,  
 40 10 the portion of the purchase price which is not attributable to  
 40 11 the cost of the tangible personal property used in the  
 40 12 processing of the mobile home is ~~forty~~ eighty percent and the  
 40 13 portion of the purchase price or installed purchase price  
 40 14 which is not attributable to the cost of the tangible personal  
 40 15 property used in the processing of the manufactured housing is  
 40 16 ~~forty~~ eighty percent.

DETAIL: Under current law, the use tax on mobile homes and manufactured homes is 5.00% of 60.00% (or 3.00%) of the purchase price of mobile homes and manufactured homes that is not attributable to the cost of the tangible personal property used in the processing of the home. The revenues generated are deposited into the Road Use Tax Fund.

Under this Bill, the use tax on mobile homes and manufactured homes will be 5.00% of 20.00% (or 1.00%). Senate File 2420 (TIME-21), enacted during the 2008 Legislative Session, established a Statutory Allocations Fund and requires the revenues collected to be deposited in the Fund.

FISCAL IMPACT: The estimated fiscal impact is an annual decrease of \$467,000 to the Statutory Allocations Fund.

40 17 Sec. 65. Section 423B.1, subsection 6, Code Supplement  
 40 18 2007, is amended by adding the following new paragraph:  
 40 19 NEW PARAGRAPH . c. Notwithstanding any other provision in  
 40 20 this section, a change in use of the local sales and services  
 40 21 tax revenues for purposes of funding an urban renewal project  
 40 22 pursuant to section 423B.10 does not require an election.

CODE: Eliminates the requirement for an election for a change in the local sales and services tax revenues for purposes of an urban renewal project.

40 23 Sec. 66. Section 423B.7, subsection 1, Code 2007, is  
 40 24 amended to read as follows:  
 40 25 1. a. The Except as provided in paragraph "b", the  
 40 26 director shall credit the local sales and services tax  
 40 27 receipts and interest and penalties from a county=imposed tax  
 40 28 to the county's account in the local sales and services tax  
 40 29 fund and from a city=imposed tax under section 423B.1,  
 40 30 subsection 2, to the city's account in the local sales and  
 40 31 services tax fund. If the director is unable to determine  
 40 32 from which county any of the receipts were collected, those  
 40 33 receipts shall be allocated among the possible counties based  
 40 34 on allocation rules adopted by the director.  
 40 35 b. Notwithstanding paragraph "a", the director shall

CODE: Requires the Director of the Department of Revenue to credit local option sales and services taxes generated in an urban renewal area of an eligible city into a special city account of the Local Sales and Services Tax Fund.

DETAIL: Section 68 of this Bill provides that an eligible city may designate local sales and services taxes generated in an urban renewal area for urban renewal projects with approval of the city council.

41 1 credit the designated amount of the increase in local sales  
41 2 and services tax receipts, as computed in section 423B.10,  
41 3 collected in an urban renewal area of an eligible city that  
41 4 has adopted an ordinance pursuant to section 423B.10,  
41 5 subsection 2, into a special city account in the local sales  
41 6 and services tax fund.

41 7 Sec. 67. Section 423B.7, Code 2007, is amended by adding  
41 8 the following new subsection:  
41 9 NEW SUBSECTION . 5A. From each special city account, the  
41 10 revenues shall be remitted to the city council for deposit in  
41 11 the special fund created in section 403.19, subsection 2, to  
41 12 be used by the city as provided in section 423B.10. The  
41 13 distribution from the special city account is not subject to  
41 14 the distribution formula provided in subsections 3, 4, and 5.

CODE: Requires that local option sales and services generated in an urban renewal area of an eligible city be remitted to a special city account designated for use in an urban renewal area. Specifies that these funds are not subject to the local sales and services sales tax distribution formula.

DETAIL: Section 68 of this Act provides that an eligible city may designate local sales and services taxes generated in an urban renewal area for urban renewal projects with approval of the city council.

41 15 Sec. 68. NEW SECTION . 423B.10 FUNDING URBAN RENEWAL  
41 16 PROJECTS.

41 17 1. For purposes of this section, unless the context  
41 18 otherwise requires:  
41 19 a. "Base year" means the fiscal year during which an  
41 20 ordinance is adopted that provides for funding of an urban  
41 21 renewal project by a designated amount of the increased sales  
41 22 and services tax revenues.

41 23 b. "Eligible city" means a city in which a local sales and  
41 24 services tax imposed by the county applies or a city described  
41 25 in section 423B.1, subsection 2, paragraph "a", and in which  
41 26 an urban renewal area has been designated.

41 27 c. "Retail establishment" means a business operated by a  
41 28 retailer as defined in section 423.1.

41 29 d. "Urban renewal area" and "urban renewal project" mean  
41 30 the same as defined in section 403.17.

CODE: Permits an eligible city to use local sales and services tax (LOST) revenues for the purposes of funding an urban renewal project with approval by the city council. The amount of LOST funding to be used for an urban renewal project is based on LOST revenues generated from retailers in the urban renewal area. Requires the eligible city to assist the Department of Revenue in identifying retailers in the urban renewal area. Specifies that LOST revenues to the urban renewal projects will be repealed when the urban renewal area period expires.



41 31 2. An eligible city may by ordinance of the city council  
41 32 provide for the use of a designated amount of the increased  
41 33 local sales and services tax revenues collected under this  
41 34 chapter which are attributable to retail establishments in an  
41 35 urban renewal area to fund urban renewal projects located in  
42 1 the area. The designated amount may be all or a portion of  
42 2 such increased revenues.

42 3 3. To determine the revenue increase for purposes of  
42 4 subsection 2, revenue amounts shall be calculated by the  
42 5 department of revenue as follows:

42 6 a. Determine the amount of local sales and services tax  
42 7 revenue collected from retail establishments located in the  
42 8 area comprising the urban renewal area during the base year.

42 9 b. Determine the current year revenue amount for each  
42 10 fiscal year following the base year in the manner specified in  
42 11 paragraph "a".

42 12 c. The excess of the amount determined in paragraph "b"  
42 13 over the base year revenue amount determined in paragraph "a"  
42 14 is the increase in the local sales and services tax revenues  
42 15 of which the designated amount is to be deposited in the  
42 16 special city account created in section 423B.7, subsection 5A.

42 17 4. The ordinance adopted pursuant to this section is  
42 18 repealed when the area ceases to be an urban renewal area or  
42 19 twenty years following the base year, whichever is the  
42 20 earlier.

42 21 5. In addition to the moneys received pursuant to the  
42 22 ordinance authorized under subsection 2, an eligible city may  
42 23 deposit any other local sales and services tax revenues  
42 24 received by it pursuant to the distribution formula in section  
42 25 423B.7, subsections 3, 4, and 5, to the special fund described  
42 26 in section 403.19, subsection 2.

42 27 6. For purposes of this section, the eligible city shall  
42 28 assist the department of revenue in identifying retail  
42 29 establishments in the urban renewal area that are collecting  
42 30 the local sales and services tax. This process shall be  
42 31 ongoing until the ordinance is repealed.

42 33 subparagraph (2), Code 2007, as amended by 2008 Iowa Acts,  
 42 34 House File 2663, section 21, if enacted, is amended to read as  
 42 35 follows:  
 43 1 (2) "Sales tax capacity per student" means for a school  
 43 2 district the estimated amount of revenues that a school  
 43 3 district would receive if a local sales and services tax for  
 43 4 school infrastructure purposes was imposed at one percent in  
 43 5 the county pursuant to section 423E.2, Code 2007, ~~as computed~~  
 43 6 ~~in subsection 8~~, divided by the school district's actual  
 43 7 enrollment as determined in section 423E.3, subsection 5,  
 43 8 paragraph "d".

State sales and use tax for school infrastructure.

DETAIL: Modifies language from HF 2663 (State Sales/Use Tax for School Infrastructure) regarding the distribution formula.

43 9 Sec. 70. Section 423E.4, subsection 3, paragraph b,  
 43 10 subparagraph (3), Code 2007, as amended by 2008 Iowa Acts,  
 43 11 House File 2663, section 22, if enacted, is amended to read as  
 43 12 follows:  
 43 13 (3) "Statewide tax revenues per student" means the amount  
 43 14 determined by estimating the total revenues that would be  
 43 15 generated by a one percent local option sales and services tax  
 43 16 for school infrastructure purposes if imposed by all the  
 43 17 counties during the entire fiscal year, ~~as computed in~~  
 43 18 ~~subsection 8~~, and dividing this estimated revenue amount by  
 43 19 the sum of the combined actual enrollment for all counties as  
 43 20 determined in section 423E.3, subsection 5, paragraph "d",  
 43 21 subparagraph (2).

CODE: Technical correction related to the distribution formula for the State sales and use tax for school infrastructure.

DETAIL: Modifies language from HF 2663 (State Sales/Use Tax for School Infrastructure) regarding the distribution formula.

43 22 Sec. 71. Section 423E.4, subsection 8, as enacted by 2008  
 43 23 Iowa Acts, House File 2663, section 25, if enacted, is amended  
 43 24 by striking the subsection.

CODE: Technical correction related to the distribution formula for the State sales and use tax for school infrastructure.

DETAIL: Modifies language from HF 2663 (State Sales/Use Tax for School Infrastructure) regarding the distribution formula.

43 25 Sec. 72. Section 423F.2, subsection 1, paragraph b, as  
 43 26 enacted by 2008 Iowa Acts, House File 2663, section 28, if  
 43 27 enacted, is amended to read as follows:  
 43 28 b. The increase in the state sales, services, and use

CODE: Specifies that funds generated from the State sales and use tax increase for school infrastructure be distributed based on the amount that would be received if the School Infrastructure Local Option (SILO) sales tax was still in existence.

43 29 taxes under chapter 423, subchapters II and III, from five  
43 30 percent to six percent shall replace the repeal of the  
43 31 county's local sales and services tax for school  
43 32 infrastructure purposes. The distribution of moneys in the  
43 33 secure an advanced vision for education fund and the use of  
43 34 the moneys for infrastructure purposes or property tax relief  
43 35 shall be as provided in this chapter. However, the formula  
44 1 for the distribution of the moneys in the fund shall be based  
44 2 upon amounts that would have been received if the local sales  
44 3 and services taxes under chapter 423E, Code 2007, continued in  
44 4 existence, ~~as computed pursuant to section 423E.4, subsection~~  
44 5 ~~8.~~

DETAIL: Continues to apply the SILO distribution formula to the new State sales/use tax increase for school infrastructure. This modifies the distribution formula originally approved in HF 2663 (State Sales and Use Tax for School Infrastructure Act).

44 6 Sec. 73. Section 423F.3, subsection 3, paragraph c, as  
44 7 enacted by 2008 Iowa Acts, House File 2663, section 29, if  
44 8 enacted, is amended to read as follows:  
44 9 c. The board secretary shall notify the county  
44 10 commissioner of elections of the intent to take the issue to  
44 11 the voters. The county commissioner of elections shall  
44 12 publish the notices required by law for special or general  
44 13 elections, and the election shall be held ~~not sooner than~~  
44 14 ~~thirty days nor later than forty days after notice from the~~  
44 15 ~~school board~~ on a date specified in section 39.2, subsection  
44 16 4, paragraph "c". A majority of those voting on the question  
44 17 must favor approval of the revenue purpose statement. If the  
44 18 proposal is not approved, the school district shall not submit  
44 19 the same or new revenue purpose statement to the electors for  
44 20 a period of six months from the date of the previous election.

CODE: Technical correction related to school district elections.

DETAIL: Modifies language from HF 2663 (State Sales/Use Tax for School Infrastructure) to reflect election law changes as enacted in HF 2620 (Conduct of Elections Act).

44 21 Sec. 74. Section 441.37A, subsection 1, unnumbered  
44 22 paragraph 1, Code 2007, is amended to read as follows:  
44 23 For the assessment year beginning January 1, 2007, and all  
44 24 subsequent assessment years, appeals may be taken from the  
44 25 action of the board of review with reference to protests of  
44 26 assessment, valuation, or application of an equalization order  
44 27 to the property assessment appeal board created in section

CODE: Technical clarification related to the Property Assessment Appeal Board.

44 28 421.1A. However, a property owner or aggrieved taxpayer or an  
44 29 appellant described in section 441.42 may bypass the property  
44 30 assessment appeal board and appeal the decision of the local  
44 31 board of review to the district court pursuant to section  
44 32 441.38. For an appeal to the property assessment appeal board  
44 33 to be valid, written notice must be filed by the party  
44 34 appealing the decision with the secretary of the property  
44 35 assessment appeal board within twenty days after the date the  
45 1 board of review's letter of disposition of the appeal is  
45 2 postmarked to the party making the protest. The written  
45 3 notice of appeal shall include a petition setting forth the  
45 4 basis of the appeal and the relief sought. No new grounds in  
45 5 addition to those set out in the protest to the local board of  
45 6 review as provided in section 441.37 can be pleaded, but  
45 7 additional evidence to sustain those grounds may be  
45 8 introduced. The assessor shall have the same right to appeal  
45 9 to the assessment appeal board as an individual taxpayer,  
45 10 public body, or other public officer as provided in section  
45 11 441.42. An appeal to the board is a contested case under  
45 12 chapter 17A.

45 13 Sec. 75. Section 441.37A, subsection 2, unnumbered  
45 14 paragraph 2, Code 2007, is amended to read as follows:  
45 15 An appeal may be considered by less than a majority of the  
45 16 members of the board, and the chairperson of the board may  
45 17 assign members to consider appeals. If a hearing is  
45 18 requested, it shall be open to the public and shall be  
45 19 conducted in accordance with the rules of practice and  
45 20 procedure adopted by the board. However, any deliberation of  
45 21 a board member considering the appeal in reaching a decision  
45 22 on any appeal shall be confidential. A meeting of the board  
45 23 to rule on procedural motions in a pending appeal or to  
45 24 deliberate on the decision to be reached in an appeal is  
45 25 exempt from the provisions of chapter 21. The property  
45 26 assessment appeal board or any member of the board may require  
45 27 the production of any books, records, papers, or documents as  
45 28 evidence in any matter pending before the board that may be

CODE: Technical clarification. Exempts meetings of the Property Assessment Appeal Board to determine rulings on procedural motions and deliberate appeal decisions from open meetings requirements.

45 29 material, relevant, or necessary for the making of a just  
45 30 decision. Any books, records, papers, or documents produced  
45 31 as evidence shall become part of the record of the appeal.  
45 32 Any testimony given relating to the appeal shall be  
45 33 transcribed and made a part of the record of the appeal.

45 34 Sec. 76. Section 441.38, subsection 1, Code 2007, is  
45 35 amended to read as follows:  
46 1 1. Appeals may be taken from the action of the local board  
46 2 of review with reference to protests of assessment, to the  
46 3 district court of the county in which the board holds its  
46 4 sessions within twenty days after its adjournment or May 31,  
46 5 whichever date is later. Appeals may be taken from the action  
46 6 of the property assessment appeal board to the district court  
46 7 of the county where the property which is the subject of the  
46 8 appeal is located within twenty days after the letter of  
46 9 disposition of the appeal by the property assessment appeal  
46 10 board is postmarked to the appellant. No new grounds in  
46 11 addition to those set out in the protest to the local board of  
46 12 review as provided in section 441.37, or in addition to those  
46 13 set out in the appeal to the property assessment appeal board,  
46 14 if applicable, can be pleaded ~~, but additional~~ . Additional  
46 15 evidence to sustain those grounds may be introduced in an  
46 16 appeal from the local board of review to the district court .  
46 17 However, no new evidence to sustain those grounds may be  
46 18 introduced in an appeal from the property assessment appeal  
46 19 board to the district court. The assessor shall have the same  
46 20 right to appeal and in the same manner as an individual  
46 21 taxpayer, public body, or other public officer as provided in  
46 22 section 441.42. Appeals shall be taken by filing a written  
46 23 notice of appeal with the clerk of district court. Filing of  
46 24 the written notice of appeal shall preserve all rights of  
46 25 appeal of the appellant.

CODE: Permits new evidence to be introduced when appealing the decision of a local board of review to District Court, but not when appealing the decision of the Property Assessment Appeal Board to District Court.

46 26 Sec. 77. NEW SECTION . 441.38B APPEAL TO DISTRICT COURT  
46 27 FROM PROPERTY ASSESSMENT APPEAL BOARD.

CODE: Permits those affected adversely by a decision of the Property Assessment Appeal Board to appeal the decision to District

46 28 A person or party who is aggrieved or adversely affected by  
46 29 a decision of the property assessment appeal board may seek  
46 30 judicial review of the decision as provided in chapter 17A and  
46 31 section 441.38.

Court.

46 32 Sec. 78. NEW SECTION . 455C.17 GRANTS FOR INDEPENDENT  
46 33 REDEMPTION CENTERS.

CODE: Requires the Department of Natural Resources to establish an Independent Redemption Center Grant Program. Establishes a Redemption Center Grant Fund and permits the Department to award grants of up to \$15,000 to redemption centers.

46 34 1. An independent redemption center grant program shall be  
46 35 established by the department to award grants for improvements  
47 1 to independent redemption centers. An "independent redemption  
47 2 center" is a redemption center that is also a nonprofit or a  
47 3 for-profit facility that has existed prior to July 1, 2008,  
47 4 and that is not affiliated with or in any way a subsidiary of  
47 5 a dealer, a distributor, or a manufacturer.

47 6 2. a. An independent redemption center grant fund is  
47 7 established in the state treasury under the authority of the  
47 8 department. The fund shall consist of moneys appropriated to  
47 9 the fund or appropriated to the department for purposes of the  
47 10 grant program. Moneys in the fund are appropriated to the  
47 11 department to be used for the grant program.

47 12 b. Notwithstanding section 8.33, moneys in the fund at the  
47 13 close of any fiscal year shall not revert to any other fund  
47 14 but shall remain in the fund for the subsequent fiscal year to  
47 15 be used for purposes of the fund.

47 16 3. a. Moneys in the grant fund shall be used by the  
47 17 department to provide grants to independent redemption centers  
47 18 for purposes of making improvements to such centers. The  
47 19 department shall not award grants in a fiscal year in an  
47 20 aggregate of more than one million dollars. A grant shall not  
47 21 exceed fifteen thousand dollars for any independent redemption  
47 22 center.

47 23 b. The department shall not pay administrative costs  
47 24 relating to the management of the grant program in excess of  
47 25 three and one-half percent of the moneys in the fund in a  
47 26 fiscal year.

47 27 Sec. 79. Section 535.8, subsection 1, Code 2007, is

CODE: Provides definitions for "lender" and "loan" as it relates to

47 28 amended by striking the subsection and inserting in lieu  
47 29 thereof the following:  
47 30 1. DEFINITIONS. For purposes of this section, unless the  
47 31 context otherwise requires:  
47 32 a. "Lender" means a person who makes or originates a loan;  
47 33 a person who is identified as a lender on the loan documents;  
47 34 a person who arranges, negotiates, or brokers a loan; and a  
47 35 person who provides any goods or services as an incident to or  
48 1 as a condition required for the making or closing of the loan.  
48 2 "Lender" does not include a licensed attorney admitted to  
48 3 practice in this state acting solely as an incident to the  
48 4 practice of law.  
48 5 b. "Loan" means a loan of money which is wholly or in part  
48 6 to be used for the purpose of purchasing real property which  
48 7 is a single-family or two-family dwelling occupied or to be  
48 8 occupied by the borrower. A loan includes the refinancing of  
48 9 a contract of sale, and the refinancing of a prior loan,  
48 10 whether or not the borrower also was the borrower under the  
48 11 prior loan, and the assumption of a prior loan.

designated real estate loans.

48 12 Sec. 80. Section 535.8, subsection 2, paragraphs a and b,  
48 13 Code 2007, are amended to read as follows:  
48 14 a. ~~A lender may collect~~ borrower may be charged by a  
48 15 lender, in connection with a loan made pursuant to a written  
48 16 agreement executed by the borrower on or after July 1, 1983,  
48 17 or in connection with a loan made pursuant to a written  
48 18 commitment by the lender mailed or delivered to the borrower  
48 19 on or after that date, a loan origination or processing fee, a  
48 20 broker fee, or both, which ~~does together do~~ not exceed two  
48 21 percent of an amount which is equal to the loan principal;  
48 22 except that to the extent of an assumption by a new borrower  
48 23 of the obligation to make payments under a prior loan, or to  
48 24 the extent that the loan principal is used to refinance a  
48 25 prior loan between the same borrower and the same lender, the  
48 26 ~~lender may collect~~ borrower may be charged by a lender a loan  
48 27 origination or processing fee, a broker fee, or both, which  
48 28 ~~does together do~~ not exceed an amount which is a reasonable

CODE: Makes changes related to fees and other charges incurred by a borrower in connection with designated real estate loans.

48 29 estimate of the expenses of processing the loan assumption or  
48 30 refinancing but which does not exceed one percent of the  
48 31 unpaid balance of the loan that is assumed or refinanced. In  
48 32 addition, a ~~lender may collect from a borrower, a seller of~~  
48 33 ~~property, another lender, or any other person, or from any~~  
48 34 ~~combination of these persons~~ borrower may be charged by a  
48 35 lender , in contemplation of or in connection with a loan, a  
49 1 commitment fee, closing fee, or both, that is agreed to in  
49 2 writing by the lender and the ~~persons from whom the charges~~  
49 3 ~~are to be collected~~ borrower . A loan fee ~~collected~~ paid by a  
49 4 borrower to a lender under this paragraph is compensation to  
49 5 the lender solely for the use of money, notwithstanding any  
49 6 provision of the agreement to the contrary. However, a loan  
49 7 fee collected under this paragraph shall be disregarded for  
49 8 purposes of determining the maximum charge permitted by  
49 9 section 535.2 or 535.9, subsection 2. ~~The collection~~ A lender  
49 10 is prohibited from charging a borrower in connection with a  
49 11 ~~loan of a loan origination or processing fee, broker fee,~~  
49 12 ~~closing fee, commitment fee, or similar charge is prohibited~~  
49 13 ~~other than expressly authorized by this paragraph or a payment~~  
49 14 ~~reduction fee authorized by subsection 3.~~  
49 15 b. A ~~lender may collect~~ borrower may be charged by a  
49 16 lender in connection with a loan any of the following costs  
49 17 which are incurred by the lender in connection with the loan  
49 18 and which are disclosed to the borrower:  
49 19 (1) Credit reports.  
49 20 (2) Appraisal fees paid to a third party, or when the  
49 21 appraisal is performed by the lender, a fee which is a  
49 22 reasonable estimate of the expense incurred by the lender in  
49 23 performing the appraisal.  
49 24 (3) Attorney's opinions.  
49 25 (4) Abstracting fees paid to a third party, or when the  
49 26 abstracting is performed by the lender, a fee which is a  
49 27 reasonable estimate of the expense incurred by the lender in  
49 28 performing the abstracting.  
49 29 (5) County recorder's fees.  
49 30 (6) Inspection fees.  
49 31 (7) Mortgage guarantee insurance charge.



49 32 (8) Surveying of property.  
49 33 (9) Termite inspection.  
49 34 (10) The cost of a title guaranty issued by the Iowa  
49 35 finance authority pursuant to chapter 16.  
50 1 (11) A bona fide and reasonable settlement or closing fee  
50 2 which is paid to a third party to settle or close the loan.  
50 3 The lender shall not charge the borrower for the cost of  
50 4 revenue stamps or real estate commissions which are paid by  
50 5 the seller.  
50 6 ~~The collection of~~ A lender shall not charge the borrower  
50 7 any costs other than as expressly permitted by this paragraph  
50 8 ~~"b" is prohibited~~. However, additional costs incurred in  
50 9 connection with a loan under this paragraph "b", if bona fide  
50 10 and reasonable, may be collected by a state=chartered  
50 11 financial institution licensed under chapter 524, 533, or 534,  
50 12 to the extent permitted under applicable federal law as  
50 13 determined by the office of the comptroller of the currency of  
50 14 the United States department of treasury, the national credit  
50 15 union administration, or the office of thrift supervision of  
50 16 the United States department of treasury. Such costs shall  
50 17 apply only to the same type of state=chartered entity as the  
50 18 federally chartered entity affected and shall apply to and may  
50 19 be collected by an insurer organized under chapter 508 or 515,  
50 20 or otherwise authorized to conduct the business of insurance  
50 21 in this state.  
50 22 Nothing in this section shall be construed to change the  
50 23 prohibition against the sale of title insurance or sale of  
50 24 insurance against loss or damage by reason of defective title  
50 25 or encumbrances as provided in section 515.48, subsection 10.

50 26 Sec. 81. Section 622.10, subsection 3, paragraphs a, d,  
50 27 and e, Code Supplement 2007, are amended to read as follows:  
50 28 a. In a civil action in which the condition of the  
50 29 plaintiff in whose favor the prohibition is made is an element  
50 30 or factor of the claim or defense of the adverse party or of  
50 31 any party claiming through or under the adverse party, the  
50 32 adverse party shall make a written request for records

CODE: Changes statutory language relating to communications made in professional confidence concerning health care and health care records, including patient access to the patient's medical records.

50 33 relating to the condition alleged upon the plaintiff's ~~counsel~~  
50 34 attorney for a legally sufficient patient's waiver under  
50 35 federal and state law. Upon receipt of a written request, the  
51 1 plaintiff shall execute ~~the~~ a legally sufficient patient's  
51 2 waiver and release it to the adverse party making the request  
51 3 within sixty days of receipt of the written request. The  
51 4 patient's waiver may require a physician or surgeon, physician  
51 5 assistant, advanced registered nurse practitioner, or mental  
51 6 health professional to do all of the following:  
51 7 (1) Provide a complete copy of the patient's records  
51 8 including, but not limited to, any reports or diagnostic  
51 9 imaging relating to the condition alleged.  
51 10 (2) Consult with the attorney for the adverse party prior  
51 11 to providing testimony regarding the plaintiff's medical  
51 12 history and the condition alleged and opinions regarding  
51 13 health etiology and prognosis for the condition alleged  
51 14 subject to the limitations in ~~paragraph~~ paragraphs "c" and  
51 15 "e" .  
51 16 d. Any physician or surgeon, physician assistant, advanced  
51 17 registered nurse practitioner, or mental health professional  
51 18 who provides records or consults with the ~~counsel~~ attorney for  
51 19 ~~the adverse~~ any party shall be entitled to charge a reasonable  
51 20 fee for production of the records, diagnostic imaging, and  
51 21 consultation. Any party seeking consultation shall be  
51 22 responsible for payment of all charges. The ~~fee~~ fees for  
51 23 copies of any records shall ~~be based upon actual cost of~~  
51 24 ~~production~~ be as specified in subsection 4A .  
51 25 e. Defendant's counsel shall provide a written notice to  
51 26 plaintiff's ~~counsel~~ attorney in a manner consistent with the  
51 27 Iowa rules of civil procedure providing for notice of  
51 28 deposition at least ten days prior to any meeting with  
51 29 plaintiff's physician or surgeon, physician assistant,  
51 30 advanced registered nurse practitioner, or mental health  
51 31 professional. Plaintiff's ~~counsel~~ attorney has the right to  
51 32 be present at all such meetings, or participate in telephonic  
51 33 communication with the physician or surgeon, physician  
51 34 assistant, advanced registered nurse practitioner, or mental  
51 35 health professional and ~~counsel~~ attorney for the defendant.

52 1 Prior to scheduling any meeting or engaging in any  
52 2 communication with the physician or surgeon, physician  
52 3 assistant, advanced registered nurse practitioner, or mental  
52 4 health professional, attorney for the defendant shall confer  
52 5 with plaintiff's attorney to determine a mutually convenient  
52 6 date and time for such meeting or telephonic communication.  
52 7 ~~Plaintiff's counsel~~ attorney may seek a protective order  
52 8 structuring all communication by making application to the  
52 9 court at any time.

52 10 Sec. 82. Section 622.10, subsection 4, Code Supplement  
52 11 2007, is amended to read as follows:  
52 12 4. If an adverse party desires the oral deposition, either  
52 13 discovery or evidentiary, of a physician or surgeon, physician  
52 14 assistant, advanced registered nurse practitioner, or mental  
52 15 health professional to which the prohibition would otherwise  
52 16 apply or the stenographer or confidential clerk of a physician  
52 17 or surgeon, physician assistant, advanced registered nurse  
52 18 practitioner, or mental health professional or desires to call  
52 19 a physician or surgeon, physician assistant, advanced  
52 20 registered nurse practitioner, or mental health professional  
52 21 to which the prohibition would otherwise apply or the  
52 22 stenographer or confidential clerk of a physician or surgeon,  
52 23 physician assistant, advanced registered nurse practitioner,  
52 24 or mental health professional as a witness at the trial of the  
52 25 action, the adverse party shall file an application with the  
52 26 court for permission to do so. The court upon hearing, which  
52 27 shall not be ex parte, shall grant permission unless the court  
52 28 finds that the evidence sought does not relate to the  
52 29 condition alleged ~~and~~ . At the request of any party or at the  
52 30 request of the deponent, the court shall fix a reasonable fee  
52 31 to be paid to ~~the~~ a physician or surgeon, physician assistant,  
52 32 advanced registered nurse practitioner, or mental health  
52 33 professional by the party taking the deposition or calling the  
52 34 witness.

CODE: Changes statutory language relating to procedures for fees charged by certain medical providers for the production of certain health care records and consulting costs.

52 35 Sec. 83. Section 622.10, Code Supplement 2007, is amended

CODE: Adds statutory language relating to communications between

53 1 by adding the following new subsection:  
53 2 NEW SUBSECTION . 4A. At any time, upon a written request  
53 3 from a patient, a patient's legal representative or attorney,  
53 4 or an adverse party pursuant to subsection 3, any provider  
53 5 shall provide copies of the requested records or images to the  
53 6 requester within thirty days of receipt of the written  
53 7 request. The written request shall be accompanied by a  
53 8 legally sufficient patient's waiver unless the request is made  
53 9 by the patient or the patient's legal representative or  
53 10 attorney.  
53 11 a. The fee charged for the cost of producing the requested  
53 12 records or images shall be based upon the actual cost of  
53 13 production. If the written request and accompanying patient's  
53 14 waiver, if required, authorizes the release of all of the  
53 15 patient's records for the requested time period, including  
53 16 records relating to the patient's mental health, substance  
53 17 abuse, and acquired immune deficiency syndrome=related  
53 18 conditions, the amount charged shall not exceed the rates  
53 19 established by the workers' compensation commissioner for  
53 20 copies of records in workers' compensation cases. If  
53 21 requested, the provider shall include an affidavit certifying  
53 22 that the records or images produced are true and accurate  
53 23 copies of the originals for an additional fee not to exceed  
53 24 ten dollars.  
53 25 b. A patient or a patient's legal representative or a  
53 26 patient's attorney is entitled to one copy free of charge of  
53 27 the patient's complete billing statement, subject only to a  
53 28 charge for the actual costs of postage or delivery charges  
53 29 incurred in providing the statement. If requested, the  
53 30 provider or custodian of the record shall include an affidavit  
53 31 certifying the billing statements produced to be true and  
53 32 accurate copies of the originals for an additional fee not to  
53 33 exceed ten dollars.  
53 34 c. Fees charged pursuant to this subsection are not  
53 35 subject to a sales or use tax. A provider providing the  
54 1 records or images may require payment in advance if an  
54 2 itemized statement demanding such is provided to the  
54 3 requesting party within fifteen days of the request. Upon a

certain medical providers and attorneys in a civil action when the condition of the plaintiff is at issue and relates to procedures for fees charged by certain medical providers for the production of certain health care records and consulting costs.

54 4 timely request for payment in advance, the time for providing  
54 5 the records or images shall be extended until the greater of  
54 6 thirty days from the date of the original request or ten days  
54 7 from the receipt of payment.  
54 8 d. If a provider does not provide to the requester all  
54 9 records or images encompassed by the request or does not allow  
54 10 a patient access to all of the patient's medical records  
54 11 encompassed by the patient's request to examine the patient's  
54 12 records, the provider shall give written notice to the  
54 13 requester or the patient that providing the requested records  
54 14 or images would be a violation of the federal Health Insurance  
54 15 Portability and Accountability Act of 1996, Pub. L. No.  
54 16 104=191.  
54 17 e. As used in this subsection:  
54 18 (1) "Records" and "images" include electronic media and  
54 19 data containing a patient's health or billing information and  
54 20 "copies" includes patient records or images provided in  
54 21 electronic form, regardless of the form of the originals. If  
54 22 consented to by the requesting party, records and images  
54 23 produced pursuant to this subsection may be produced on  
54 24 electronic media.  
54 25 (2) "Provider" means any physician or surgeon, physician  
54 26 assistant, advanced registered nurse practitioner, mental  
54 27 health professional, hospital, nursing home, or other person,  
54 28 entity, facility, or organization that furnishes, bills, or is  
54 29 paid for health care in the normal course of business.

54 30 Sec. 84. 2007 Iowa Acts, chapter 206, section 6,  
54 31 unnumbered paragraph 3, is amended to read as follows:  
54 32 Notwithstanding section 8.33, moneys appropriated in this  
54 33 section that remain unencumbered or unobligated at the close  
54 34 of the fiscal year shall not revert but shall remain available  
54 35 for expenditure for the purposes designated until the close of  
55 1 the ~~succeeding~~ fiscal year beginning July 1, 2008 .

CODE: Requires nonreversion of funds appropriated for the Biomass Project at the University of Northern Iowa through FY 2009.

DETAIL: The Project involves studying the feasibility of burning prairie vegetation for electrical generation.

55 2 Sec. 85. REAL ESTATE EDUCATION PROGRAM. There is

General Fund appropriation to the Board of Regents for the Real Estate Education Program at the University of Northern Iowa (UNI).

55 3 appropriated from the general fund of the state to the state  
55 4 board of regents for the fiscal year beginning July 1, 2008,  
55 5 and ending June 30, 2009, the following amount, or so much  
55 6 thereof as is necessary, to be used for the purposes  
55 7 designated:  
55 8 For allocation to the university of northern Iowa for the  
55 9 real estate education program:  
55 10 ..... \$ 160,000

DETAIL: The Program received an FY 2007 General Fund supplemental appropriation of \$160,000 in SF 403 (FY 2007 Supplemental Appropriations Act) that was used to fund the Program during FY 2008.

55 11 Notwithstanding section 8.33, moneys appropriated in this  
55 12 section that remain unencumbered or unobligated at the close  
55 13 of the fiscal year shall not revert but shall remain available  
55 14 for expenditure for the purposes designated until the close of  
55 15 the succeeding fiscal year.

CODE: Requires nonreversion of funds appropriated for the Real Estate Education Program at UNI.

55 16 Sec. 86. MEDICAL ASSISTANCE == APPROPRIATION. There is  
55 17 appropriated from the general fund of the state to the  
55 18 department of human services for the fiscal year beginning  
55 19 July 1, 2008, and ending June 30, 2009, the following amount,  
55 20 or so much thereof as is necessary, for the purpose  
55 21 designated:  
55 22 Notwithstanding the reimbursement provisions in 2008 Iowa  
55 23 Acts, Senate File 2425, if enacted, or any other provision  
55 24 requiring budget neutrality in setting hospital reimbursement  
55 25 rates, as additional funding for the medical assistance  
55 26 program to be used for the rebasing of hospital reimbursement  
55 27 rates under the medical assistance program:  
55 28 ..... \$ 5,500,000

CODE: General Fund appropriation to the Department of Human Services to rebase hospital reimbursement rates under the Medical Assistance Program.

DETAIL: Hospital reimbursement rates are rebased every three years according to Iowa Law.

55 29 Sec. 87. 2008 Iowa Acts, Senate File 2420, section 124, is  
55 30 amended by striking the section and inserting in lieu thereof  
55 31 the following:  
55 32 SEC. 124. Section 423.5, subsection 3, Code 2007, as  
55 33 amended by this division of this Act, is amended to read as  
55 34 follows:

CODE: Corrective language for SF 2420 (TIME-21).

55 35 3. ~~The~~ An excise tax at the rate of five percent is  
 56 1 imposed on the use of vehicles subject only to the issuance of  
 56 2 a certificate of title and the use of manufactured housing,  
 56 3 and on the use of leased vehicles, if the lease transaction  
 56 4 does not require titling or registration of the vehicle, on  
 56 5 the amount subject to tax as calculated pursuant to section  
 56 6 423.26, subsection 2.

56 7 Sec. 88. INDEPENDENT REDEMPTION CENTER GRANT FUND. There  
 56 8 is appropriated from the general fund of the state to the  
 56 9 department of natural resources for the fiscal year beginning  
 56 10 July 1, 2008, and ending June 30, 2009, the following amount,  
 56 11 or so much thereof as is necessary, to be used for the purpose  
 56 12 designated:  
 56 13 For deposit in the independent redemption center fund  
 56 14 created in section 455C.17, as enacted in this division of  
 56 15 this Act:  
 56 16 ..... \$ 1,000,000

General Fund appropriation to the Department of Natural Resources for deposit in the Independent Redemption Center Grant Fund.

DETAIL: The statutory language establishing the Grant Program is located in Section 78.

56 17 Sec. 89. 2008 Iowa Acts, House File 2699, section 4,  
 56 18 subsection 3, if enacted, is amended by adding the following  
 56 19 new paragraph:  
 56 20 NEW PARAGRAPH . e. The department of economic development  
 56 21 shall coordinate with the department of natural resources, the  
 56 22 Iowa finance authority, and the United States department of  
 56 23 agriculture in maximizing community development block grants  
 56 24 and loans available for water, wastewater, and unsewered  
 56 25 communities. It is the intent of the general assembly that  
 56 26 the department recognize and provide the appropriate level of  
 56 27 funding needed for wastewater and sewer projects in  
 56 28 communities with populations of 200 persons or less.

CODE: Adds language to HF 2699 (FY 2009 Economic Development Appropriations Bill) that requires the Department of Economic Development to coordinate with the Department of Natural Resources, the Iowa Finance Authority, and the United States Department of Agriculture to maximize community development block grants and loans for water, wastewater, and unsewered communities. States the intent of the General Assembly that the DED recognize and provide the appropriate level of funding for wastewater and sewer projects in communities with populations of 200 or less.

56 29 Sec. 90. 2008 Iowa Acts, House File 2699, section 16,  
 56 30 subsection 4, if enacted, is amended by striking the  
 56 31 subsection and inserting in lieu thereof the following:

CODE: Strikes the General Fund appropriation of \$500,000 and 1.00 FTE position for Integrated Basic Education and Skills Training (I-BEST) in HF 2699 (FY 2009 Economic Development Appropriations Bill) and replaces it with a \$500,000 General Fund appropriation for a

56 32	4. STATEWIDE STANDARD SKILLS ASSESSMENT	statewide standard skills assessment. The funds are appropriated to
56 33	For development and administration of a statewide standard	the Department of Workforce Development.
56 34	skills assessment to assess the employability skills of adult	
56 35	workers statewide and to provide instruction to department	DETAIL: This is a new appropriation.
57 1	staff in the administration of the assessment in accordance	
57 2	with section 84A.5, subsection 1, as amended by the	
57 3	Eighty=second General Assembly, 2008 Session:	
57 4	..... \$ 500,000	
57 5	Sec. 91. HEALTHY IOWANS TOBACCO TRUST == APPROPRIATION ==	Healthy lowans Tobacco Trust Fund appropriation to the Department
57 6	TOBACCO USE PREVENTION AND TREATMENT. There is appropriated	of Public Health for tobacco use prevention, cessation, and treatment.
57 7	from the healthy lowans tobacco trust created in section 12.65	
57 8	to the department of public health for the fiscal year	DETAIL: This appropriation is in addition to the \$5,928,265
57 9	beginning July 1, 2008, and ending June 30, 2009, the	appropriated in SF 2417 (FY 2009 Healthy lowans Tobacco Trust Bill)
57 10	following amount, or so much thereof as is necessary, for the	for tobacco use prevention, cessation, and treatment.
57 11	purpose designated:	
57 12	For tobacco use prevention, cessation, and treatment, in	
57 13	addition to other appropriations made for this purpose:	
57 14	..... \$ 1,000,000	
57 15	Sec. 92. DEPARTMENT OF HUMAN SERVICES == SHELTER CARE.	General Fund appropriation to the Department of Human Services for
57 16	There is appropriated from the general fund of the state to	Shelter Care.
57 17	the department of human services for the fiscal year beginning	
57 18	July 1, 2008, and ending June 30, 2009, the following amount,	DETAIL: This appropriation is in addition to the \$7,072,215 of State
57 19	or so much thereof as is necessary, to be used for the	General Fund money appropriated in SF 2425 (FY 2009 Health and
57 20	purposes designated:	Human Services Appropriations Bill) for children shelter care
57 21	For supplementing the appropriation made for child and	expenditures.
57 22	family services in 2008 Iowa Acts, Senate File 2425, if	
57 23	enacted, to be used to increase the amount allocated in that	
57 24	appropriation for shelter care to \$8,072,215:	
57 25	..... \$ 1,000,000	
57 26	Sec. 93. INTERPRETERS FOR THE DEAF. There is appropriated	General Fund appropriation to Iowa Western Community College for
57 27	from the general fund of the state to the department of	interpreters for deaf students.
57 28	education for the fiscal year beginning July 1, 2008, and	
57 29	ending June 30, 2009, the following amount, or so much thereof	DETAIL: Maintains current level of funding.



57 30 as is necessary, to be used for the purpose designated:  
 57 31 Due to the high numbers of articulation agreements between  
 57 32 the state school for the deaf and Iowa western community  
 57 33 college, for allocation for arrangements made between the  
 57 34 state school for the deaf and Iowa western community college  
 57 35 for deaf interpreters:  
 58 1 ..... \$ 200,000

58 2 Sec. 94. UNITED STATES CENTER FOR CITIZEN DIPLOMACY.  
 58 3 There is appropriated from the general fund of the state to  
 58 4 the department of economic development for the fiscal year  
 58 5 beginning July 1, 2008, and ending June 30, 2009, the  
 58 6 following amount, or so much thereof as is necessary, to be  
 58 7 used for the purposes designated:  
 58 8 For a grant to support the United States center for citizen  
 58 9 diplomacy:  
 58 10 ..... \$ 150,000

58 11 The director of the department of economic development  
 58 12 shall condition the grant upon the grantee submitting all of  
 58 13 the following: evidence of a matching amount from  
 58 14 nongovernmental sources received during calendar year 2008, a  
 58 15 financial plan for program sustainability, evidence that the  
 58 16 center's principal place of business is in this state, and  
 58 17 agreement to submit quarterly reports demonstrating that the  
 58 18 center's programs are directed to assisting the citizens of  
 58 19 this state and beyond in promoting citizen diplomacy through  
 58 20 individual, educational, business, and cultural efforts. The  
 58 21 director shall submit the reports required under this section  
 58 22 to the governor and the legislative council.

58 23 Sec. 95. DEPARTMENT OF NATURAL RESOURCES. There is  
 58 24 appropriated from any interest or earning moneys in the  
 58 25 federal economic stimulus and jobs holding fund to the  
 58 26 department of natural resources for the fiscal year beginning  
 58 27 July 1, 2008, and ending June 30, 2009, the following amounts,

General Fund appropriation to the Department of Economic Development for a grant to support the United State Center for Citizen Diplomacy.

DETAIL: This is a new appropriation.

Provides requirements for awarding grant support to the United States Center for Citizen Diplomacy.

Federal Economic Stimulus and Jobs Holding Fund appropriation to the Department of Natural Resources.

DETAIL: This is a new appropriation for ambient air pollution abatement, control, and prevention.

58 28 or so much thereof as is necessary, to be used for the  
 58 29 purposes designated:  
 58 30 For the abatement, control, and prevention of ambient air  
 58 31 pollution in this state, including measures as necessary to  
 58 32 assure attainment and maintenance of ambient air quality  
 58 33 standards from particulate matter:  
 58 34 ..... \$ 195,000

58 35 Sec. 96. 2008 Iowa Acts, House File 2663, section 15, if  
 59 1 enacted, is amended by striking the section and inserting in  
 59 2 lieu thereof the following:  
 59 3 SEC. 15. Section 423E.3, subsections 1 and 4, Code 2007,  
 59 4 are amended by striking the subsections.

CODE: Technical correction to HF 2663 (Local Option Sales Tax).

59 5 Sec. 97. DEPARTMENT OF CULTURAL AFFAIRS == BATTLE FLAG  
 59 6 EMPLOYEES. The department of cultural affairs is authorized  
 59 7 an additional 1.50 full-time equivalent positions for a  
 59 8 conservation assistant and a part-time historian for work  
 59 9 related to the stabilization and preservation of the battle  
 59 10 flag collection.

Authorizes an additional 1.5 FTE positions for the Department of Cultural Affairs for battle flag stabilization and preservation.

59 11 Sec. 98. PUBLIC SAFETY PEACE OFFICERS' RETIREMENT,  
 59 12 ACCIDENT, AND DISABILITY SYSTEM == ADDITIONAL APPROPRIATION  
 59 13 FOR PURCHASE OF SERVICE. If section 97A.10 is amended by the  
 59 14 2008 Session of the Eighty-second General Assembly to provide  
 59 15 for the purchase of eligible service credit on and after July  
 59 16 1, 2008, there shall be appropriated from the general fund of  
 59 17 the state to the retirement fund described in section 97A.8 an  
 59 18 amount equal to that portion of the actuarial cost of the  
 59 19 permissive service credit purchase for eligible service credit  
 59 20 that is not required to be contributed by a member making  
 59 21 contributions to the system for that purchase.

Requires a General Fund appropriation for the amount equal to the portion of the actuarial cost of the eligible service credit to be made to the Peace Officers Retirement Fund (POR) to offset the impact of the permissive service credit.

FISCAL IMPACT: If all employees eligible for this permissive service credit take the full amount, the estimated cost to the General Fund is \$200,000.

59 22 Sec. 99. APPLICABILITY. The sections of this division of  
 59 23 this Act amending section 21.5, subsection 1, and section

Specifies that the sections amending closed meeting sessions of public hospitals and other governmental bodies do not apply to a

59 24 22.7, do not apply to any litigation before any court of this  
59 25 state filed prior to July 1, 2008.

litigation filed prior to July 1, 2008.

59 26 Sec. 100. INCOME TAXATION == ACTIVE DUTY MILITARY PAY.  
59 27 Notwithstanding section 422.7, subsection 40, the net income  
59 28 of a member of the national guard who served from August 1,  
59 29 2004, to January 31, 2006, on full-time military duty as a  
59 30 mobilization augments in a rear detachment support assignment  
59 31 for a national guard unit deployed pursuant to orders related  
59 32 to Operation Iraqi Freedom, shall be calculated for those tax  
59 33 years as provided in section 422.7 by subtracting, to the  
59 34 extent included, the amount of full-time national guard duty  
59 35 pay received.

CODE: Exempts active duty military pay as specified from Iowa income tax.

FISCAL IMPACT: The fiscal impact to the General Fund is expected to be minimal.

60 1 Sec. 101. LOW OR MODERATE NET WORTH == DESIGNATED AMOUNT  
60 2 ESTABLISHED. For the period beginning July 1, 2008, and  
60 3 ending December 31, 2008, the designated amount used to  
60 4 determine a person's aggregate net worth as provided in  
60 5 section 175.2, subsection 1, as amended in this division of  
60 6 this Act, is five hundred thousand dollars.

Specifies that for purposes of certain agricultural loans, the upper limit for low or moderate net worth for the period of July 1, 2008, through December 31, 2008, will be \$500,000.

60 7 Sec. 102. CHARTER AGENCY GRANT FUND. Notwithstanding  
60 8 sections 7J.2 and 8.33 or any other provision of law, moneys  
60 9 appropriated to the department of management from the charter  
60 10 agency grant fund that remain unencumbered or unobligated at  
60 11 the close of the fiscal year beginning July 1, 2007, shall not  
60 12 revert but shall remain available for expenditure for the  
60 13 purposes designated in section 7J.2, Code 2007, until the  
60 14 close of the succeeding fiscal year. At the close of the  
60 15 succeeding fiscal year, such moneys that remain unencumbered  
60 16 or unobligated shall revert to the general fund of the state.

CODE: Requires nonreversion of FY 2008 funds in the Charter Agency Grant Fund. Funds will revert at the end of FY 2009.

DETAIL: As of April 2008, the Charter Agency Grant Fund had a balance of \$138,000.

60 17 Sec. 103. EFFECTIVE DATE. The section of this division of  
60 18 this Act amending 2007 Iowa Acts, chapter 206, section 6,  
60 19 being deemed of immediate importance, takes effect upon

Section 84 related to nonreversion of funds appropriated to UNI for a Biomass Project is effective on enactment.

60 20 enactment.

60 21 Sec. 104. EFFECTIVE DATE. The section of this division of  
60 22 this Act addressing sections 7J.2 and 8.33 and the charter  
60 23 agency grant fund, being deemed of immediate importance, takes  
60 24 effect upon enactment.

Section 102 related to the Charter Agency Grant Fund is effective on enactment.

60 25 Sec. 105. EFFECTIVE DATE == RETROACTIVE APPLICABILITY.  
60 26 The section of this division of this Act relating to the  
60 27 computation of net income for individual income tax purposes  
60 28 of a member of the national guard who served on full-time  
60 29 military duty as a mobilization augments in a rear detachment  
60 30 support assignment for a national guard unit deployed pursuant  
60 31 to orders related to Operation Iraqi Freedom, being deemed of  
60 32 immediate importance, takes effect upon enactment, and applies  
60 33 retroactively to January 1, 2004, for tax years beginning on  
60 34 or after that date but before January 1, 2007.

Section 100 related to the exclusion of active duty military pay is retroactive to January 1, 2004.

60 35 Sec. 106. EFFECTIVE DATE == RETROACTIVE APPLICABILITY.  
61 1 The sections of this division of this Act amending section  
61 2 35A.8, being deemed of immediate importance, take effect upon  
61 3 enactment and are retroactively applicable to July 1, 2007,  
61 4 and are applicable on and after that date.

Sections 35 and 36 related to bonuses for veterans are effective retroactively to July 1, 2007.

61 5 Sec. 107. RETROACTIVE APPLICABILITY DATE. The sections of  
61 6 this division of this Act enacting section 422.11V and section  
61 7 422.33, subsection 25, apply retroactively to January 1, 2008,  
61 8 for tax years beginning on or after that date.

Sections 62 and 63 establishing personal and corporate charitable contribution tax credits are effective retroactively to January 1, 2008.

61 9 DIVISION V  
61 10 STATE AID FOR SCHOOLS == ENROLLMENT

61 11 Sec. 108. Section 257.6, subsection 1, paragraph a,

CODE: Reduces the weighting generated by resident students

61 12 subparagraph (5), Code Supplement 2007, is amended to read as  
61 13 follows:

61 14 (5) Resident pupils receiving competent private  
61 15 instruction from a licensed practitioner provided through a  
61 16 public school district pursuant to chapter 299A shall be  
61 17 counted as ~~six-tenths~~ three-tenths of one pupil. School  
61 18 districts shall not spend less than the amount expended for  
61 19 the delivery of home school assistance programming during the  
61 20 fiscal year beginning July 1, 2007, unless there is a decline  
61 21 in enrollment in the program. If a school district offered a  
61 22 home school assistance program in the fiscal year beginning  
61 23 July 1, 2007, it shall continue to offer a home school  
61 24 assistance program in the fiscal year beginning July 1, 2008,  
61 25 and subsequent fiscal years. If the school district  
61 26 determines that the expenditures associated with providing  
61 27 competent private instruction pursuant to chapter 299A is in  
61 28 excess of the revenue attributed to the school district's  
61 29 weighted enrollment for such instruction in accordance with  
61 30 this subparagraph, the school district may submit a request to  
61 31 the school budget review committee for modified allowable  
61 32 growth in accordance with section 257.31, subsection 5,  
61 33 paragraph "n". A home school assistance program shall not  
61 34 provide moneys received pursuant to this subparagraph, nor  
61 35 resources paid for with moneys received pursuant to this  
62 1 subparagraph, to parents or students utilizing the program .

62 2 Sec. 109. Section 257.11, subsection 5, Code Supplement  
62 3 2007, is amended by adding the following new paragraph:  
62 4 NEW PARAGRAPH . n. Unusual need for additional funds for  
62 5 the costs associated with providing competent private  
62 6 instruction pursuant to chapter 299A.

receiving competent private instruction from licensed staff provided by the public school district from 0.6 to 0.3. Requires school districts to provide the same amount of funding for home school assistance programs in FY 2009 as in FY 2008, unless the enrollment in the program decreased. Requires school districts that offered home school assistance programs in FY 2008 to continue to offer the program in future years. Allows school districts that have expenditures in excess of revenues due to the weighting reduction, to apply to the School Budget Review Committee (SBRC) for modified allowable growth.

DETAIL: The weighting reduction will reduce school district budget enrollments statewide by 1,446 for FY 2009.

FISCAL IMPACT: The estimated FY 2009 impact will be a reduction in State aid to local school districts of approximately \$7,300,000. The estimated impact to local property taxes is currently unknown and will be based on the amount of modified allowable growth granted to school districts by the SBRC.

CODE: Adds costs associated with providing competent private instruction to the list of circumstances allowed for the SBRC to consider when granting modified allowable growth to school districts.

NOTE: The Code editor will correct the code cite referenced in Section 109. The section referenced should be Section 257.31(5)(n), Code Supplement 2007.

DETAIL: Section 108 of this Act reduces the weighting of students participating in a home school assistance program provided by a public school district from 0.6 to 0.3.

62 7 Sec. 110. Section 299.4, Code Supplement 2007, is amended  
62 8 to read as follows:

62 9 299.4 REPORTS AS TO PRIVATE INSTRUCTION.

62 10 1. The parent, guardian, or legal custodian of a child who  
62 11 is of compulsory attendance age, who places the child under  
62 12 competent private instruction under either section 299A.2 or  
62 13 299A.3, not in an accredited school or a home school  
62 14 assistance program operated by a ~~public~~ school district or  
62 15 accredited nonpublic school, shall furnish a report in  
62 16 duplicate on forms provided by the public school district, to  
62 17 the district by the earliest starting date specified in  
62 18 section 279.10, subsection 1. The secretary shall retain and  
62 19 file one copy and forward the other copy to the district's  
62 20 area education agency. The report shall state the name and  
62 21 age of the child, the period of time during which the child  
62 22 has been or will be under competent private instruction for  
62 23 the year, an outline of the course of study, texts used, and  
62 24 the name and address of the instructor. The parent, guardian,  
62 25 or legal custodian of a child, who is placing the child under  
62 26 competent private instruction for the first time, shall also  
62 27 provide the district with evidence that the child has had the  
62 28 immunizations required under section 139A.8, and, if the child  
62 29 is elementary school age, a blood lead test in accordance with  
62 30 section 135.105D. The term "outline of course of study" shall  
62 31 include subjects covered, lesson plans, and time spent on the  
62 32 areas of study.

62 33 2. A home school assistance program operated by a school  
62 34 district or accredited nonpublic school shall furnish a report  
62 35 on forms provided by the department. The report shall, at a  
63 1 minimum, state the name and age of the child and the period of  
63 2 time during the school year in which the child has been or  
63 3 will be under competent private instruction by the home school  
63 4 assistance program.

CODE: Requires school districts or nonpublic schools operating a home school assistance program to report to the Department of Education the name, age, and period of participation for each student in the Program.

63 5 Sec. 111. WEIGHTED ENROLLMENT. There is appropriated from  
63 6 the general fund of the state to the department of education  
63 7 for the fiscal year beginning July 1, 2008, and ending June

General Fund appropriation to the Department of Education for FY 2009.

63 8 30, 2009, the following amount, or so much thereof as is  
 63 9 necessary, to be used for the purposes designated:  
 63 10 For one-time distribution to those school districts  
 63 11 determined by the department to have expenditures associated  
 63 12 with providing competent private instruction pursuant to  
 63 13 chapter 299A in excess of the revenue attributed to the school  
 63 14 district's weighted enrollment for such instruction in  
 63 15 accordance with section 257.6, subsection 1, paragraph "a",  
 63 16 subparagraph (5), as amended by this Act:  
 63 17 ..... \$ 146,000

DETAIL: This is a one-time appropriation for distribution to school districts that have expenditures associated with the home school assistance program in excess of the amount generated from the new home school assistance weighting established in the previous Section. The Department of Education will determine the school districts that will receive the funds.

63 18 Sec. 112. BUDGET ADJUSTMENT. For the budget year  
 63 19 beginning July 1, 2008, and ending June 30, 2009, any  
 63 20 adjustment in the school district's budget resulting from the  
 63 21 amendment to section 257.6 in this division of this Act shall  
 63 22 be addressed as provided in section 257.6, subsection 1,  
 63 23 paragraph "d" based upon the amendment made to section 257.6,  
 63 24 subsection 1, paragraph a, subparagraph (5), and with the  
 63 25 budget adjustment being made in the fiscal year beginning July  
 63 26 1, 2008.

Specifies that enrollment adjustment made in Section 108 of this Bill be made through an enrollment audit adjustment in FY 2009.

DETAIL: The enrollment audit adjustment will reduce State aid to school districts by approximately \$7,300,0000 in FY 2009. The adjustment will not impact the school district's budget enrollment in FY 2009, but will have an impact on school district enrollments beginning in FY 2010.

63 27 Sec. 113. EFFECTIVE DATE. The section of this division of  
 63 28 this Act amending section 257.6, being deemed of immediate  
 63 29 importance, takes effect upon enactment.

Section 108 regarding weighted enrollment for purposes of school aid in this Division is effective on enactment.

#### 63 30 DIVISION VI 63 31 CAMPAIGN FINANCE

63 32 Sec. 114. Section 53.10, unnumbered paragraph 3, Code  
 63 33 Supplement 2007, is amended to read as follows:  
 63 34 During the hours when absentee ballots are available in the  
 63 35 office of the commissioner, ~~the posting of political signs is~~  
 64 1 ~~prohibited within three hundred feet of the absentee voting~~  
 64 2 ~~site. No electioneering shall not be allowed within the sight~~  
 64 3 or hearing of voters at the absentee voting site.

CODE: Prohibits electioneering within 300 feet of absentee voting sites.

64 4 Sec. 115. Section 53.11, subsection 4, Code Supplement  
64 5 2007, is amended to read as follows:  
64 6 4. During the hours when absentee ballots are available at  
64 7 a satellite absentee voting station, ~~the posting of political~~  
64 8 ~~signs is prohibited within three hundred feet of the satellite~~  
64 9 ~~absentee voting station. Electioneering~~ electioneering shall  
64 10 not be allowed within the sight or hearing of voters at the  
64 11 satellite absentee voting station.

CODE: Prohibits electioneering within 300 feet of satellite absentee voting stations.

64 12 Sec. 116. Section 68A.404, subsection 1, Code 2007, is  
64 13 amended to read as follows:  
64 14 1. As used in this section, "independent expenditure"  
64 15 means one or more expenditures in excess of ~~seven hundred~~  
64 16 ~~fifty~~ one hundred dollars in the aggregate for a communication  
64 17 that expressly advocates the nomination, election, or defeat  
64 18 of a clearly identified candidate or the passage or defeat of  
64 19 a ballot issue that is made without the prior approval or  
64 20 coordination with a candidate, candidate's committee, or a  
64 21 ballot issue committee.

CODE: Lowers the reporting threshold for independent expenditures from \$750 to \$100 for certain campaign or advocacy communications.

64 22 Sec. 117. Section 68A.404, subsection 3, paragraph a, Code  
64 23 2007, is amended to read as follows:  
64 24 a. An independent expenditure statement shall be filed  
64 25 within ~~forty-eight~~ hours of the making of an independent  
64 26 expenditure in excess of ~~seven hundred fifty~~ one hundred  
64 27 dollars in the aggregate.

CODE: Lowers the reporting threshold for independent expenditures from \$750 to \$100 for certain campaign or advocacy communications.

64 28 Sec. 118. Section 68A.406, Code Supplement 2007, is  
64 29 amended to read as follows:  
64 30 68A.406 CAMPAIGN SIGNS == YARD SIGNS.  
64 31 1. Campaign signs may be placed with the permission of the  
64 32 property owner or lessee on any of the following:  
64 33 a. Residential property.  
64 34 b. Agricultural land owned by individuals or by a family  
64 35 farm operation as defined in section 9H.1, subsections 8, 9,

CODE: Specifies restrictions on campaign yard signs.



65 1 and 10.

65 2 c. Property leased for residential purposes including, but  
65 3 not limited to, apartments, condominiums, college housing  
65 4 facilities, and houses if placed only on leased property space  
65 5 that is actually occupied .

65 6 d. Vacant lots owned by a ~~private individual~~ person who is  
65 7 not a prohibited contributor under section 68A.503 .

65 8 e. Property owned by an organization that is not a  
65 9 prohibited contributor under section 68A.503.

65 10 f. Property leased by a candidate, committee, or an  
65 11 organization established to advocate the nomination, election,  
65 12 or defeat of a candidate or the passage or defeat of a ballot  
65 13 issue that has not yet registered pursuant to section 68A.201,  
65 14 when the property is used as campaign headquarters or a  
65 15 campaign office and the placement of the sign is limited to  
65 16 the space that is actually leased.

65 17 2. a. Campaign signs shall not be placed on any of the  
65 18 following:

65 19 ~~a-~~ (1) Any property owned by the state or the governing  
65 20 body of a county, city, or other political subdivision of the  
65 21 state, including all property considered the public  
65 22 right-of-way. Upon a determination by the board that a sign  
65 23 has been improperly placed, the sign shall be removed by  
65 24 highway authorities as provided in section 318.5, or by county  
65 25 or city law enforcement authorities in a manner consistent  
65 26 with section 318.5.

65 27 ~~b-~~ (2) Property owned , leased, or occupied by a  
65 28 prohibited contributor under section 68A.503 unless the sign  
65 29 advocates the passage or defeat of a ballot issue or is  
65 30 exempted under subsection 1.

65 31 ~~c-~~ (3) On any property without the permission of the  
65 32 property owner or lessee .

65 33 ~~d-~~ (4) On election day either on the premises of any  
65 34 polling place or within three hundred feet of any outside door  
65 35 of any building affording access to any room where the polls  
66 1 are held, or of any outside door of any building affording  
66 2 access to any hallway, corridor, stairway, or other means of  
66 3 reaching the room where the polls are held.

66 4 e. ~~(5)~~ Within On the premises of or within three hundred  
66 5 feet of any outside door of any building affording access to  
66 6 an absentee voting site during the hours when absentee ballots  
66 7 are available in the office of the county commissioner of  
66 8 elections as provided in section 53.10.

66 9 f. ~~(6)~~ Within On the premises of or within three hundred  
66 10 feet of any outside door of any building affording access to a  
66 11 satellite absentee voting station during the hours when  
66 12 absentee ballots are available at the satellite absentee  
66 13 voting station as provided in section 53.11.

66 14 b. ~~Paragraphs "d", "e", and "f"~~ Paragraph "a",  
66 15 subparagraphs (4), (5), and (6) shall not apply to the posting  
66 16 of signs on private property not a polling place, except that  
66 17 the placement of a sign on a motor vehicle, trailer, or  
66 18 semitrailer, or any attachment to a motor vehicle, trailer, or  
66 19 semitrailer parked on public property within three hundred  
66 20 feet of any outside door of any building affording access to  
66 21 any room serving as a polling place, which sign is more than  
66 22 ninety square inches in size, is prohibited.

66 23 3. Campaign signs with dimensions of thirty-two square  
66 24 feet or less are exempt from the attribution statement  
66 25 requirement in section 68A.405. Campaign signs in excess of  
66 26 thirty-two square feet, or signs that are affixed to buildings  
66 27 or vehicles regardless of size except for bumper stickers, are  
66 28 required to include the attribution statement required by  
66 29 section 68A.405. The placement or erection of campaign signs  
66 30 shall be exempt from the requirements of chapter 480 relating  
66 31 to underground facilities information.

66 32 DIVISION VII

66 33 CORRECTIVE PROVISIONS

66 34 Sec. 119. Section 15.104, subsection 9, paragraph a, if  
66 35 enacted by 2008 Iowa Acts, House File 2450, section 6, is  
67 1 amended to read as follows:  
67 2 a. FINANCIAL ASSISTANCE PROGRAMS. Data on all assistance

CODE: Corrective provision for HF 2450 (Economic Development  
Cleanup Bill).

67 3 provided to business finance projects under the community  
67 4 economic betterment program established in section 15.317,  
67 5 eligible businesses under the high quality job creation  
67 6 program described in section 15.326, and eligible facilities  
67 7 under the value-added agricultural products and processes  
67 8 financial assistance program established in section 15E.111.

67 9 Sec. 120. Section 20.9, subsection 1, paragraph n, if  
67 10 enacted by 2008 Iowa Acts, House File 2645, is amended to read  
67 11 as follows:  
67 12 n. Evaluation procedures, including the frequency of  
67 13 evaluations, the method of evaluation, evaluation forms and  
67 14 other evaluation instruments, evaluation criteria, the  
67 15 purposes for and use of evaluations, and remedial and employee  
67 16 ~~performances~~ performance improvement plans and procedures.

CODE: Corrective provision for HF 2645 (Collective Bargaining).

67 17 Sec. 121. Section 87.4, unnumbered paragraph 2, Code 2007,  
67 18 as amended by 2008 Iowa Acts, Senate File 2337, section 1, if  
67 19 enacted, is amended to read as follows:  
67 20 A self-insurance association formed under this section and  
67 21 an association comprised of cities or counties, or both, or  
67 22 the association of ~~county~~ Iowa fairs or a fair as defined in  
67 23 section 174.1, or community colleges as defined in section  
67 24 260C.2 or school corporations, or both, or other political  
67 25 subdivisions, which have entered into an agreement under  
67 26 chapter 28E for the purpose of establishing a self-insured  
67 27 program for the payment of workers' compensation benefits are  
67 28 exempt from taxation under section 432.1.

CODE: Corrective provision for SF 2337 (County Fairs - Liability Insurance Pool).

67 29 Sec. 122. Section 87.4, unnumbered paragraph 4, Code 2007,  
67 30 as amended by 2008 Iowa Acts, Senate File 2337, section 1, if  
67 31 enacted, is amended to read as follows:  
67 32 A self-insured program for the payment of workers'  
67 33 compensation benefits established by an association comprised  
67 34 of cities or counties, or both, or the association of ~~county~~  
67 35 Iowa fairs or a fair as defined in section 174.1, or community

CODE: Corrective provision for SF 2337 (County Fairs - Liability Insurance Pool).

68 1 colleges, as defined in section 260C.2, or other political  
68 2 subdivisions, which have entered into an agreement under  
68 3 chapter 28E, is not insurance, and is not subject to  
68 4 regulation under chapters 505 through 523C. Membership in  
68 5 such an association together with payment of premiums due  
68 6 relieves the member from obtaining insurance as required in  
68 7 section 87.1. Such an association is not required to submit  
68 8 its plan or program to the commissioner of insurance for  
68 9 review and approval prior to its implementation and is not  
68 10 subject to rules or rates adopted by the commissioner relating  
68 11 to workers' compensation group self-insurance programs. Such  
68 12 a program is deemed to be in compliance with this chapter.

68 13 Sec. 123. Section 100C.6, subsection 3, as enacted by 2008  
68 14 Iowa Acts, House File 2646, section 1, is amended to read as  
68 15 follows:

68 16 3. Relieve any person engaged in fire sprinkler  
68 17 installation, maintenance, repair, service, or inspection as  
68 18 defined in section 100D.1 from obtaining a fire sprinkler  
68 19 installer ~~or fire sprinkler~~ and maintenance worker license as  
68 20 required pursuant to chapter 100D.

CODE: Corrective provision for HF 2646 (Licensing Fire Equipment Installers).

68 21 Sec. 124. Section 144C.3, subsection 4, as enacted by 2008  
68 22 Iowa Acts, Senate File 473, section 8, is amended to read as  
68 23 follows:

68 24 4. A funeral director, an attorney, or any agent, owner,  
68 25 or employee of a funeral establishment, cremation  
68 26 establishment, cemetery, elder group home, assisted living  
68 27 program facility, adult day services program, or licensed  
68 28 hospice program, ~~or attorney, or any agent, owner, or employee~~  
68 29 ~~of such an entity~~, shall not serve as a designee unless  
68 30 related to the declarant within the third degree of  
68 31 consanguinity.

CODE: Corrective provision for SF 473 (Human Remains Disposition).

68 32 Sec. 125. Section 261.7, subsections 2 and 3, if enacted  
68 33 by 2008 Iowa Acts, House File 2197, section 1, are amended to

CODE: Corrective provision for HF 2197 (Textbook Savings).

68 34 read as follows:

68 35 2. The general assembly recommends that every public and  
69 1 private institution ~~for~~ of higher education in this state,  
69 2 including those institutions referenced in chapters 260C and  
69 3 262 and section 261.9, post the list of required and suggested  
69 4 textbooks for all courses and the corresponding international  
69 5 standard book numbers for such textbooks at least fourteen  
69 6 days before the start of each semester or term, to the extent  
69 7 possible, at the locations where textbooks are sold on campus  
69 8 and on the web site for the respective institution ~~for~~ of  
69 9 higher education.

69 10 3. The college student aid commission is directed to  
69 11 convey the legislative intent and recommendation contained in  
69 12 this section to every institution ~~for~~ of higher education in  
69 13 the state registered pursuant to chapter 261B at least once a  
69 14 year.

69 15 Sec. 126. Section 279.15A, subsection 2, if enacted by  
69 16 2008 Iowa Acts, House File 2645, is amended to read as  
69 17 follows:

69 18 2. If the teacher requests a private meeting, the board  
69 19 shall, within five days of the receipt of the request, deliver  
69 20 to the teacher, in writing, notice of declination to meet with  
69 21 the teacher, or notice of a time and place for the meeting  
69 22 with the board which meeting shall be exempt from the  
69 23 requirements of chapter 21. If the board declines to meet  
69 24 with the teacher, the parties shall immediately proceed under  
69 25 section 279.16. The private meeting, if agreed to by the  
69 26 board, shall be held no later than fifteen days from receipt  
69 27 of the request for the private meeting. At the meeting, the  
69 28 superintendent shall have the opportunity to discuss with the  
69 29 board the reasons for the issuance of the notice. The  
69 30 teacher, or the teacher's representative, shall be given an  
69 31 opportunity to respond. At the conclusion of the meeting, the  
69 32 board of directors and the teacher may enter into a mutually  
69 33 agreeable resolution to the recommendation of termination. If  
69 34 no resolution is reached by the parties, the board shall

CODE: Corrective provision for HF 2645 (Collective Bargaining).

69 35 immediately meet in open session, and, by majority roll call  
70 1 vote, either reject or support the superintendent's  
70 2 recommendation. If the recommendation is rejected, the  
70 3 teacher's continuing contract shall remain in force and  
70 4 effect. If the recommendation is supported, the parties shall  
70 5 immediately proceed under section 279.16.

70 6 Sec. 127. Section 321.23, subsection 3, Code 2007, as  
70 7 amended by 2008 Iowa Acts, Senate File 2420, section 53, is  
70 8 amended to read as follows:  
70 9 3. In the event an applicant for registration of a foreign  
70 10 vehicle for which a certificate of title has been issued is  
70 11 able to furnish evidence of being the registered owner of the  
70 12 vehicle to the county treasurer of the owner's residence,  
70 13 although unable to surrender such certificate of title, the  
70 14 county treasurer may issue a registration receipt and plates  
70 15 upon receipt of the required annual registration fee and the  
70 16 fee for new registration ~~fee~~ but shall not issue a certificate  
70 17 of title thereto. Upon surrender of the certificate of title  
70 18 from the foreign state, the county treasurer shall issue a  
70 19 certificate of title to the owner, or person entitled thereto,  
70 20 of such vehicle as provided in this chapter. The owner of a  
70 21 vehicle registered under this subsection shall not be required  
70 22 to obtain a certificate of title in this state and may  
70 23 transfer ownership of the vehicle to a motor vehicle dealer  
70 24 licensed under chapter 322 if, at the time of the transfer,  
70 25 the certificate of title is held by a secured party and the  
70 26 dealer has forwarded to the secured party the sum necessary to  
70 27 discharge the security interest pursuant to section 321.48,  
70 28 subsection 1.

CODE: Corrective provision for SF 2420 (TIME-21).

70 29 Sec. 128. Section 321.105A, subsection 2, paragraph c,  
70 30 subparagraph (27), as enacted by 2008 Iowa Acts, Senate File  
70 31 2420, section 40, is amended to read as follows:  
70 32 (27) A vehicle repossessed by a financial institution or  
70 33 an individual by means of a foreclosure affidavit pursuant to

CODE: Corrective provision for SF 2420 (TIME-21).

70 34 the uniform commercial code, chapter 554, provided there is a  
70 35 valid lien on the vehicle and the foreclosure affidavit is  
71 1 used for the sole purpose of retaining possession of the  
71 2 vehicle until a new buyer is found. However, if the financial  
71 3 institution or individual uses the foreclosure affidavit to  
71 4 take title to the vehicle and register the vehicle, the fee  
71 5 for new registration ~~fee~~ shall be due based on the outstanding  
71 6 loan amount on the vehicle.

71 7 Sec. 129. Section 476.44A, if enacted by 2008 Iowa Acts,  
71 8 Senate File 2386, section 6, is amended to read as follows:  
71 9 476.44A TRADING OF CREDITS.

71 10 The board may establish or participate in a program to  
71 11 track, record, and verify the trading of credits ~~for~~ or  
71 12 attributes relating to electricity generated from alternative  
71 13 energy production facilities or renewable energy sources among  
71 14 electric generators, utilities, and other interested entities,  
71 15 within this state and with similar entities in other states.

CODE: Corrective provision for SF 2386 (Energy Efficiency).

71 16 Sec. 130. Section 508E.8, subsection 1, paragraphs i and  
71 17 k, if enacted by 2008 Iowa Acts, Senate File 2392, section 8,  
71 18 are amended to read as follows:

71 19 i. Disclosure to a viator shall include distribution of a  
71 20 brochure describing the process of viatical settlements. The  
71 21 national association of insurance commissioners form for the  
71 22 brochure shall be used unless another form is developed ~~or~~ and  
71 23 approved by the commissioner.

71 24 k. Following execution of a viatical contract, the insured  
71 25 may be contacted for the purpose of determining the insured's  
71 26 health status and to confirm the insured's residential or  
71 27 business street address and telephone number, or as otherwise  
71 28 provided in this chapter. This contact shall be limited to  
71 29 once every three months if the insured has a life expectancy  
71 30 of more than one year, and no more than once per month if the  
71 31 insured has a life expectancy of one year or less. All such  
71 32 ~~contracts~~ contacts shall be made only by a duly licensed

CODE: Corrective provision for SF 2392 (Insurance Division Life Settlements Model Act).

71 33 viatical settlement provider or by the authorized  
71 34 representative of a duly licensed viatical settlement  
71 35 provider.

72 1 Sec. 131. Section 633A.2301, Code 2007, as amended by 2008  
72 2 Iowa Acts, Senate File 2350, section 21, if enacted, is  
72 3 amended to read as follows:  
72 4 633A.2301 RIGHTS OF BENEFICIARY, CREDITOR, AND ASSIGNEE.  
72 5 To the extent a beneficiary's interest is not subject to a  
72 6 spendthrift provision, and subject to sections 633A.2305 and  
72 7 ~~633.2306~~ 633A.2306, the court may authorize a creditor or  
72 8 assignee of the beneficiary to reach the beneficiary's  
72 9 interest by levy, attachment, or execution of present or  
72 10 future distributions to or for the benefit of the beneficiary  
72 11 or other means.

CODE: Corrective provision for SF 2350 (Probate Omnibus).

72 12 Sec. 132. Section 670.7, subsection 4, if enacted by 2008  
72 13 Iowa Acts, Senate File 2337, section 3, is amended to read as  
72 14 follows:  
72 15 4. The association of ~~county~~ county ~~Iowa~~ fairs ~~or a fair~~ as  
72 16 defined in section 174.1, ~~or a fair~~, shall be deemed to be a  
72 17 municipality as defined in this chapter only for the purpose  
72 18 of joining a local government risk pool as provided in this  
72 19 section.

CODE: Corrective provision for SF 2337 (County Fairs - Liability Insurance Pool).

72 20 Sec. 133. Section 714E.2, subsection 2, if enacted by 2008  
72 21 Iowa Acts, House File 2653, section 2, is amended to read as  
72 22 follows:  
72 23 2. The following notice, printed in at least fourteen  
72 24 point boldface type and completed with the name of the  
72 25 foreclosure consultant, must be printed immediately above the  
72 26 notice of cancellation statement required pursuant to section  
72 27 714E.3:  
72 28 NOTICE REQUIRED BY IOWA LAW  
72 29 ..... (name) or anyone working for  
72 30 ~~him or her~~ ..... (name) CANNOT:

CODE: Corrective provision for HF 2653 (Mortgage Foreclosure).



72 31 (1) Take any money from you or ask you for money until  
72 32 ..... (name) has completely finished  
72 33 doing everything ~~he or she~~ ..... (name) said  
72 34 ~~he or she~~ ..... (name) would do; and  
72 35 (2) Ask you to sign or have you sign any lien, mortgage,  
73 1 or real estate contract.

73 2 Sec. 134. 2008 Iowa Acts, House File 2103, section 1, is  
73 3 amended by striking the section and inserting in lieu thereof  
73 4 the following:  
73 5 SECTION 1. Section 261.1, subsections 3 and 4, Code 2007,  
73 6 are amended to read as follows:

73 7 3. a. ~~A member~~ Two members of the senate, one to be  
73 8 appointed by the president of the senate, ~~after consultation~~  
73 9 ~~with the majority leader~~ and one to be appointed by the  
73 10 minority leader of the senate, to serve as an ex officio ,  
73 11 nonvoting member for a term of four years beginning on July 1  
73 12 of the year of appointment members .

73 13 4. b. ~~A member~~ Two members of the house of  
73 14 representatives, one to be appointed by the speaker of the  
73 15 house of representatives and one to be appointed by the  
73 16 minority leader of the house of representatives, to serve as  
73 17 an ex officio, nonvoting member for a term of four years  
73 18 beginning on July 1 of the year of appointment members .

73 19 c. The members of the senate and house of representatives  
73 20 shall serve at the pleasure of the appointing legislator for a  
73 21 term beginning upon the convening of the general assembly and  
73 22 expiring upon the convening of the following general assembly,  
73 23 or when the appointee's successor is appointed, whichever  
73 24 occurs later.

CODE: Corrective provision for HF 2103 (College Student Aid Commission).

73 25 Sec. 135. 2008 Iowa Acts, House File 2555, section 18, is  
73 26 amended by striking the section and inserting in lieu thereof  
73 27 the following:  
73 28 SEC. 18. NEW SECTION . 508E.20 PUBLIC RECORDS.  
73 29 All information filed with the commissioner pursuant to the

CODE: Corrective provision for HF 2555 (Insurance Omnibus).

73 30 requirements of this chapter and its implementing rules shall  
73 31 constitute a public record that is open for public inspection  
73 32 except as otherwise provided in this chapter.

73 33 Sec. 136. 2008 Iowa Acts, House File 2651, section 40, if  
73 34 enacted, is amended to read as follows:

73 35 SEC. 40. EFFECTIVE DATE DATES .

74 1 1. The sections of this Act amending sections 321E.8,  
74 2 321E.9, 321E.14, and 322.7A, the section enacting section  
74 3 321E.9B, and the section repealing 2007 Iowa Acts, chapter  
74 4 167, being deemed of immediate importance, take effect upon  
74 5 enactment.

74 6 2. The section of this Act amending section 321.115,  
74 7 subsection 1, as enacted in 2007 Iowa Acts, chapter 143,  
74 8 section 12, takes effect January 1, 2009.

CODE: Corrective provision for HF 2651 (Highway Motor Vehicle Policy).

74 9 Sec. 137. 2008 Iowa Acts, House File 2689, section 35, if  
74 10 enacted, is amended by striking the section and inserting in  
74 11 lieu thereof the following:  
74 12 SEC. 35. EFFECTIVE DATE. This division of this Act takes  
74 13 effect January 1, 2009.

CODE: Corrective provision for HF 2689 (Renewable Fuel).

74 14 Sec. 138. 2008 Iowa Acts, Senate File 2316, section 10, is  
74 15 amended to read as follows:  
74 16 SEC. 10. Sections 540A.1, 540A.2, 540A.3, 540A.4, 540A.5,  
74 17 540A.6, 540A.7, 540A.8, and 540A.9, Code 2007, are repealed.

CODE: Corrective provision for SF 2316 (Uniform Prudent Management of Institutional Funds).

74 18 Sec. 139. 2008 Iowa Acts, Senate File 2347, section 9, is  
74 19 amended to read as follows:  
74 20 SEC. 9. EMERGENCY RULES. The secretary of state may adopt  
74 21 emergency rules under section ~~47A.4~~ 17A.4 , subsection 2, and  
74 22 section 17A.5, subsection 2, paragraph "b", to implement the  
74 23 provisions of this Act relating to optical scan voting  
74 24 systems, and the rules shall be effective immediately upon  
74 25 filing unless a later date is specified in the rules. Any

CODE: Corrective provision to SF 2347 (Optical Scan Voting).

74 26 rules adopted in accordance with this section shall also be  
74 27 published as a notice of intended action as provided in  
74 28 section 17A.4.

74 29 Sec. 140. 2008 Iowa Acts, Senate File 2349, section 8, is  
74 30 amended by striking the section and inserting in lieu thereof  
74 31 the following:  
74 32 SEC. 8. Section 523A.601, subsection 6, paragraph a, Code  
74 33 Supplement 2007, is amended to read as follows:  
74 34 a. A purchase agreement that is funded by a trust shall  
74 35 include a conspicuous statement in language substantially  
75 1 similar to the following language:  
75 2 "For your prearranged funeral agreement, we will deposit  
75 3 not less than eighty percent of your payments in trust at  
75 4 (name of financial institution), (street address), (city),  
75 5 (state) (zip code) within fifteen days following receipt of  
75 6 the funds. For your protection, you ~~have the right to contact~~  
75 7 will be notified within sixty days from the date of deposit  
75 8 from the financial institution directly , if acting as a  
75 9 trustee of trust funds under this chapter, to confirm that the  
75 10 deposit of these funds ~~occurred~~ has been made establishing a  
75 11 trust fund as required by law. If you ~~are unable to confirm~~  
75 12 ~~the deposit of these funds in trust~~ do not receive this  
75 13 notification , you may contact the Iowa insurance division for  
75 14 assistance by calling the insurance division at (telephone  
75 15 number) or by mail at (street address), (city), Iowa (zip  
75 16 code) , or you may contact the financial institution by calling  
75 17 the financial institution at (telephone number) or by mail at  
75 18 the address indicated above ."

CODE: Corrective provision to SF 2349 (Cemetery Clean-up).

75 19 Sec. 141. 2008 Iowa Acts, Senate File 2432, section 1,  
75 20 subsection 5, paragraph c, if enacted, is amended to read as  
75 21 follows:  
75 22 c. For equal distribution to regional sports authority  
75 23 districts certified by the department pursuant to section  
75 24 15E.321 , notwithstanding section 8.57, subsection 6, paragraph

CODE: Corrective provision for SF 2432 (FY 2009 Infrastructure Appropriations Bill).

75 25 "c" :

75 26 ..... \$ 500,000

75 27 Sec. 142. 2008 Iowa Acts, Senate File 2432, section 1,  
75 28 subsection 9, paragraph a, if enacted, is amended to read as  
75 29 follows:

75 30 a. For purposes of supporting a water trails development  
75 31 program and a lowhead dam public hazard improvement program,  
75 32 notwithstanding section 8.57, subsection 6, paragraph "c":  
75 33 ..... \$ 1,000,000

75 34 The department shall award grants to dam owners including  
75 35 counties, cities, state agencies, cooperatives, and  
76 1 individuals, to support projects approved by the department.

76 2 The department shall require each dam owner applying for a  
76 3 project grant to submit a project plan for the expenditure of  
76 4 the moneys, and file a report with the department regarding  
76 5 the project, as required by the department.

76 6 The funds can be used for signs, posts, and related  
76 7 cabling, and the department shall only award money on a  
76 8 matching basis, pursuant to the dam owner contributing at  
76 9 least 20 cents for every 80 cents awarded by the department,  
76 10 in order to finance the project. For the remainder of the  
76 11 funds, including any balance of money not awarded for signs,  
76 12 posts, and related cabling, the department shall only award  
76 13 ~~moneys to a dam owner on a matching basis. A dam owner shall~~  
76 14 ~~contribute one dollar for each dollar awarded by the~~  
76 15 ~~department in order to finance a project~~ moneys for the water  
76 16 trails development program or to the lowhead dam public hazard  
76 17 improvement program on a matching basis according to  
76 18 departmental rules .

76 19 DIVISION VIII

76 20 ANIMAL AGRICULTURE

76 21 Sec. 143. Section 459.102, subsection 4, Code 2007, is

CODE: Corrective provision for SF 2432 (FY 2009 Infrastructure  
Appropriations Bill).

CODE: Aligns statutory language related to animal feedlots with

76 22 amended to read as follows:  
76 23 4. "Animal feeding operation" means a lot, yard, corral,  
76 24 building, or other area in which animals are confined and fed  
76 25 and maintained for forty=five days or more in any twelve=month  
76 26 period, and all structures used for the storage of manure from  
76 27 animals in the operation. ~~Am~~ Except as required for a  
76 28 national pollutant discharge elimination system permit  
76 29 required pursuant to the federal Water Pollution Control Act,  
76 30 33 U.S.C. ch. 26, as amended, an animal feeding operation does  
76 31 not include a livestock market.

requirements of the federal Water Pollution Control Act.

76 32 Sec. 144. Section 459A.103, subsection 3, Code 2007, is  
76 33 amended to read as follows:  
76 34 3. a. In calculating the animal unit capacity of an open  
76 35 feedlot operation, the animal unit capacity shall not include  
77 1 the animal unit capacity of any confinement feeding operation  
77 2 building as defined in section 459.102, which is part of the  
77 3 open feedlot operation.  
77 4 b. Notwithstanding paragraph "a", only for purposes of  
77 5 determining whether an open feedlot operation must obtain an  
77 6 operating permit, the animal unit capacity of the animal  
77 7 feeding operation includes the animal unit capacities of both  
77 8 the open feedlot operation and the confinement feeding  
77 9 operation if the animals in the open feedlot operation and the  
77 10 confinement feeding operation are all in the same category or  
77 11 type of animals as used in the definitions of large and medium  
77 12 concentrated animal feeding operations in 40 C.F.R. pt. 122.  
77 13 In all other respects the confinement feeding operation shall  
77 14 be governed by chapter 459 and the open feedlot operation  
77 15 shall be governed by this chapter.

CODE: Aligns statutory language related to animal feedlots with federal requirements.

77 16 Sec. 145. Section 459A.401, subsection 2, paragraph a,  
77 17 unnumbered paragraph 1, Code Supplement 2007, is amended to  
77 18 read as follows:  
77 19 An open feedlot operation in compliance with the inspection  
77 20 and recordkeeping requirements of 40 C.F.R. pt. 122 and 40

CODE: Aligns statutory language related to animal feedlots with federal requirements.

77 21 C.F.R. pt. 412 applicable to the operation may discharge open  
77 22 feedlot effluent into any waters of the United States due to a  
77 23 precipitation event, if any of the following apply:

77 24 Sec. 146. COMPLIANCE EDUCATION EFFORT. The department of  
77 25 natural resources shall provide for a compliance education  
77 26 effort. In administering the effort, the department, in  
77 27 cooperation with associations that represent livestock  
77 28 producers and organizations that represent farmers generally,  
77 29 shall provide information on a statewide basis to persons  
77 30 involved with maintaining animals in a confinement feeding  
77 31 operation or open feedlot operation regarding methods and  
77 32 practices to ensure compliance with this Act.

Requires the Department of Natural Resources to provide a compliance education effort related to requirements for animal feedlots.

77 33 Sec. 147. APPLICABILITY AND ENFORCEMENT.  
77 34 1. A person required to obtain an operating permit for an  
77 35 animal feeding operation by the department of natural  
78 1 resources pursuant to 567 IAC ch. 65, and section 459.102,  
78 2 subsection 4, as amended by this division of this Act, or  
78 3 section 459A.103, subsection 3, as amended by this division of  
78 4 this Act, shall submit an application for the operating permit  
78 5 to the department of natural resources on or before December  
78 6 31, 2008. The application for the operating permit must be  
78 7 complete, including all information required to be included in  
78 8 the application according to rules adopted by the department.  
78 9 2. a. The state shall not take an enforcement action  
78 10 against a person arising from the person's failure to obtain  
78 11 an operating permit by the department of natural resources as  
78 12 required pursuant to this division of this Act if the person's  
78 13 application for the operating permit application is pending in  
78 14 accordance with subsection 1.  
78 15 b. The state shall not take an enforcement action against  
78 16 a person arising from the person's failure to obtain an  
78 17 operating permit as required pursuant to this division of this  
78 18 Act for the period beginning on the day when the department of  
78 19 natural resources denies the person's application for the

Requires applications for animal feeding operations to be submitted to the Department of Natural Resources by December 31, 2008.  
Specifies applicability and enforcement provisions.

78 20 operation permit and ending on the thirtieth day after the  
78 21 person receives written notice that such application has been  
78 22 denied.

78 23 Sec. 148. EFFECTIVE DATE.

78 24 1. Except as provided in subsection 2, this division of  
78 25 this Act takes effect on December 31, 2008.

78 26 2. The section of this division of this Act establishing a  
78 27 compliance education effort takes effect upon enactment.

Subsection 2 of this Division is effective on enactment. The remainder of the Division is effective December 31, 2008.

78 28 DIVISION IX

78 29 RETIREMENT FOR SENIOR JUDGES

78 30 Sec. 149. Section 602.9202, Code 2007, is amended by  
78 31 adding the following new subsection:  
78 32 NEW SUBSECTION . 3A. "Senior judge retirement age" means  
78 33 seventy=eight years of age or, if the senior judge is  
78 34 reappointed as a senior judge for an additional two=year term  
78 35 upon attaining seventy=eight years of age pursuant to section  
79 1 602.9203, eighty years of age.

CODE: Increases the mandatory retirement age for a Senior Judge from 78 to 80 years of age.

79 2 Sec. 150. Section 602.9203, subsection 5, Code 2007, is  
79 3 amended to read as follows:  
79 4 5. a. A senior judge may be reappointed to additional  
79 5 two=year terms, at the discretion of the supreme court, if the  
79 6 judicial officer meets the requirements of subsection 2.  
79 7 b. A senior judge may be reappointed to an additional  
79 8 two=year term upon attaining seventy=eight years of age, at  
79 9 the discretion of the supreme court, if the judicial officer  
79 10 meets the requirements of subsection 2.

CODE: Permits a Senior Judge that reaches age 78 to be reappointed to an additional two-year term as a Senior Judge, if deemed fit to serve by the Supreme Court.

FISCAL IMPACT: The estimated cost for FY 2009 is expected to range from \$18,000 to \$54,000. The estimated cost for FY 2010 is expected to range from \$40,000 to \$140,000.

79 11 Sec. 151. Section 602.9204, subsection 1, Code 2007, is  
79 12 amended to read as follows:  
79 13 1. A judge who retires on or after July 1, 1994, and who

CODE: Corrective language to reflect the statutory change in age for senior judges.

79 14 is appointed a senior judge under section 602.9203 shall be  
79 15 paid a salary as determined by the general assembly. A senior  
79 16 judge or retired senior judge shall be paid an annuity under  
79 17 the judicial retirement system in the manner provided in  
79 18 section 602.9109, but computed under this section in lieu of  
79 19 section 602.9107, as follows: The annuity paid to a senior  
79 20 judge or retired senior judge shall be an amount equal to the  
79 21 applicable percentage multiplier of the basic senior judge  
79 22 salary, multiplied by the judge's years of service prior to  
79 23 retirement as a judge of one or more of the courts included  
79 24 under this article, for which contributions were made to the  
79 25 system, except the annuity of the senior judge or retired  
79 26 senior judge shall not exceed an amount equal to the  
79 27 applicable specified percentage of the basic senior judge  
79 28 salary used in calculating the annuity. However, following  
79 29 the twelve=month period during which the senior judge or  
79 30 retired senior judge attains ~~seventy-eight years of~~ senior  
79 31 judge retirement age, the annuity paid to the person shall be  
79 32 an amount equal to the applicable percentage multiplier of the  
79 33 basic senior judge salary cap, multiplied by the judge's years  
79 34 of service prior to retirement as a judge of one or more of  
79 35 the courts included under this article, for which  
80 1 contributions were made to the system, except that the annuity  
80 2 shall not exceed an amount equal to the applicable specified  
80 3 percentage of the basic senior judge salary cap. A senior  
80 4 judge or retired senior judge shall not receive benefits  
80 5 calculated using a basic senior judge salary established after  
80 6 the twelve=month period in which the senior judge or retired  
80 7 senior judge attains ~~seventy-eight years of~~ senior judge  
80 8 retirement age. The state shall provide, regardless of age,  
80 9 to an active senior judge or a senior judge with six years of  
80 10 service as a senior judge and to the judge's spouse, and pay  
80 11 for medical insurance until the judge attains ~~the~~ senior judge  
80 12 retirement age of ~~seventy-eight years~~ .

80 13 Sec. 152. Section 602.9204, subsection 2, paragraphs d and  
80 14 e, Code 2007, is amended to read as follows:

CODE: Corrective language to reflect the statutory change in age for senior judges.



80 15 d. "Basic senior judge salary cap" means the basic senior  
80 16 judge salary, at the end of the twelve=month period during  
80 17 which the senior judge or retired senior judge attained  
80 18 ~~seventy-eight years of~~ senior judge retirement age, of the  
80 19 office in which the person last served as a judge before  
80 20 retirement as a judge or senior judge.  
80 21 e. "Escalator" means the difference between the current  
80 22 basic salary, as of the time each payment is made up to and  
80 23 including the twelve=month period during which the senior  
80 24 judge or retired senior judge attains ~~seventy-eight years of~~  
80 25 senior judge retirement age, of the office in which the senior  
80 26 judge last served as a judge before retirement as a judge or  
80 27 senior judge, and the basic annual salary which the judge is  
80 28 receiving at the time the judge becomes separated from  
80 29 full=time service as a judge of one or more of the courts  
80 30 included in this article, as would be used in computing an  
80 31 annuity pursuant to section 602.9107 without service as a  
80 32 senior judge.

80 33 Sec. 153. Section 602.9207, subsection 1, Code 2007, is  
80 34 amended to read as follows:  
80 35 1. A senior judge shall cease to be a senior judge upon  
81 1 completion of the twelve=month period during which the judge  
81 2 attains ~~seventy-eight years of~~ senior judge retirement age.  
81 3 The clerk of the supreme court shall make a notation of the  
81 4 retirement of a senior judge in the roster of senior judges,  
81 5 at which time the senior judge shall become a retired senior  
81 6 judge.

CODE: Corrective language to reflect the statutory change in age for senior judges.

81 7 Sec. 154. Section 602.9208, subsection 1, Code 2007, is  
81 8 amended to read as follows:  
81 9 1. A senior judge, at any time prior to the end of the  
81 10 twelve=month period during which the judge attains  
81 11 ~~seventy-eight years of~~ senior judge retirement age, may submit  
81 12 to the clerk of the supreme court a written request that the  
81 13 judge's name be stricken from the roster of senior judges.

CODE: Corrective language to reflect the statutory change in age for senior judges.

81 14 Upon the receipt of the request the clerk shall strike the  
81 15 name of the person from the roster of senior judges, at which  
81 16 time the person shall cease to be a senior judge. A person  
81 17 who relinquishes a senior judgeship as provided in this  
81 18 subsection may be assigned to temporary judicial duties as  
81 19 provided in section 602.1612.

81 20 DIVISION X

81 21 CORE CURRICULUM FOR SCHOOLS

81 22 Sec. 155. Section 256.7, subsection 26, Code Supplement  
81 23 2007, as amended by 2008 Iowa Acts, Senate File 2216, section  
81 24 1, is amended to read as follows:

81 25 26. a. Adopt rules that establish a core curriculum and  
81 26 requiring, beginning with the students in the 2010==2011  
81 27 school year graduating class, high school graduation  
81 28 requirements for all students in school districts and  
81 29 accredited nonpublic schools that include at a minimum  
81 30 satisfactory completion of four years of English and language  
81 31 arts, three years of mathematics, three years of science, and  
81 32 three years of social studies. The core curriculum adopted  
81 33 shall address the core content standards in subsection 28 and  
81 34 the skills and knowledge students need to be successful in the  
81 35 twenty=first century. The core curriculum shall include  
82 1 social studies and twenty=first century learning skills which  
82 2 include but are not limited to civic literacy, health  
82 3 literacy, technology literacy, financial literacy, and  
82 4 employability skills; and shall address the curricular needs  
82 5 of students in kindergarten through grade twelve in those  
82 6 areas. ~~For purposes of this subsection, "financial literacy"~~  
82 7 ~~shall include but not be limited to financial responsibility~~  
82 8 ~~and planning skills; money management skills, including~~  
82 9 ~~setting financial goals, creating spending plans, and using~~  
82 10 ~~financial instruments; applying decision=making skills to~~  
82 11 ~~analyze debt incurrence and debt management; understanding~~  
82 12 ~~risk management, including the features and functions of~~

CODE: Requires the Department of Education to further define 21st Century learning skills in administrative rule. Prohibits the State Board of Education or the Department from requiring school districts or accredited nonpublic schools to adopt a specific textbook, textbook series, or specific instructional methodology or acquire specific textbooks, curriculum materials, or educational products from a specific vendor.

82 13 ~~insurance; and understanding saving and investing as applied~~  
 82 14 ~~to long-term financial security and asset building. The~~  
 82 15 ~~department shall further define the twenty-first century~~  
 82 16 ~~learning skills components by rule.~~

82 17 b. Continue the inclusive process begun during the initial  
 82 18 development of a core curriculum for grades nine through  
 82 19 twelve including stakeholder involvement, including but not  
 82 20 limited to representatives from the private sector and the  
 82 21 business community, and alignment of the core curriculum to  
 82 22 other recognized sets of national and international standards.  
 82 23 The state board shall also recommend quality assessments to  
 82 24 school districts and accredited nonpublic schools to measure  
 82 25 the core curriculum.

82 26 ~~The state board shall not require school districts or~~  
 82 27 ~~accredited nonpublic schools to adopt a specific textbook or~~  
 82 28 ~~textbook series to meet the core curriculum requirements of~~  
 82 29 Neither the state board nor the department shall require  
 82 30 school districts or accredited nonpublic schools to adopt a  
 82 31 specific textbook, textbook series, or specific instructional  
 82 32 methodology, or acquire specific textbooks, curriculum  
 82 33 materials, or educational products from a specific vendor in  
 82 34 order to meet the core curriculum requirements of this  
 82 35 subsection or the core content standards adopted pursuant to  
 83 1 subsection 28.

83 2 Sec. 156. Section 256.9, subsection 57, as enacted by 2008  
 83 3 Iowa Acts, section 2, is amended to read as follows:  
 83 4 57. a. Develop and distribute, in collaboration with the  
 83 5 area education agencies, core curriculum technical assistance  
 83 6 and implementation strategies that school districts and  
 83 7 accredited nonpublic schools may shall utilize, including but  
 83 8 not limited to the development and delivery of formative and  
 83 9 end-of-course model assessments classroom teachers can may use  
 83 10 to measure student progress on the core curriculum adopted  
 83 11 pursuant to section 256.7, subsection 26. The department  
 83 12 shall continue to collaborate with Iowa testing programs on  
 83 13 the development of , in collaboration with the advisory group

CODE: Requires schools to utilize the technical assistance and implementation strategies developed by the Department of Education and the Area Education Agencies (AEAs). Requires the Department to make available formative and end-of-course model assessments. Requires the Department to convene an advisory group to review the National Assessment of Educational Progress (NAEP) and assessments used by other states and to consider standards identified as best practices.

83 14 convened in accordance with paragraph "b" and educational  
 83 15 assessment providers, identify and make available to school  
 83 16 districts end=of=course and additional model end=of=course and  
 83 17 additional assessments to align with the expectations included  
 83 18 in the Iowa core curriculum. The model assessments shall be  
 83 19 suitable to meet the multiple assessment measures requirement  
 83 20 specified in section 256.7, subsection 21, paragraph "c".  
 83 21 b. Convene an advisory group comprised of education  
 83 22 stakeholders including but not limited to school district and  
 83 23 accredited nonpublic school teachers, school administrators,  
 83 24 higher education faculty who teach in the subjects for which  
 83 25 the curriculum is being adopted, private sector employers,  
 83 26 members of the boards of directors of school districts, and  
 83 27 individuals representing the educational assessment providers.  
 83 28 The task force shall review the national assessment of  
 83 29 educational progress standards and assessments used by other  
 83 30 states, and shall consider standards identified as best  
 83 31 practices in the field of study by the national councils of  
 83 32 teachers of English and mathematics, the national council for  
 83 33 the social studies, the national science teachers association,  
 83 34 and other recognized experts.

83 35 Sec. 157. Section 257.11, Code Supplement 2007, is amended  
 84 1 by adding the following new subsection:  
 84 2 NEW SUBSECTION . 8A. A school district shall ensure that  
 84 3 any course made available to a student through any sharing  
 84 4 agreement between the school district and a community college  
 84 5 or any other entity providing course programming pursuant to  
 84 6 this section to students enrolled in the school district meets  
 84 7 the expectations contained in the core curriculum adopted  
 84 8 pursuant to section 256.7, subsection 26. The school district  
 84 9 shall ensure that any course that has the capacity to generate  
 84 10 college credit shall be equivalent to college-level work.

CODE: Specifies that the requirements of the core curriculum apply to courses offered through a sharing agreement. Requires that a school district ensure that any high school course offering college credit is equivalent to college-level work.

84 11 Sec. 158. Section 280.2, Code 2007, is amended to read as  
 84 12 follows:

CODE: Defines the term "nonpublic school" as a school that is accredited by the Department of Education. This reflects current

84 13 280.2 DEFINITIONS.  
84 14 The term "public school" means any school directly  
84 15 supported in whole or in part by taxation. The term  
84 16 "nonpublic school" means any other school which is accredited  
84 17 ~~or which uses licensed practitioners as instructors pursuant~~  
84 18 to section 256.11 .

practice.

84 19 Sec. 159. 2008 Iowa Acts, Senate File 2216, section 6, is  
84 20 amended to read as follows:  
84 21 SEC. 6. DEPARTMENT OF EDUCATION == CORE CURRICULUM STUDY.  
84 22 The department of education shall conduct a study of the  
84 23 measures necessary for the successful adoption by the state's  
84 24 school districts and accredited nonpublic schools of core  
84 25 curriculums and core content standards established by rule  
84 26 pursuant to section 256.7, subsections 26 and 28. The study  
84 27 shall include an examination of the possible future expansion  
84 28 of the core curriculum to include content areas not currently  
84 29 included under section 256.7, subsection 26, including but not  
84 30 limited to fine arts, applied arts, humanities, and world  
84 31 languages. The department shall submit its findings and  
84 32 recommendations, including recommendations for statutory and  
84 33 administrative rule changes necessary, to the general assembly  
84 34 by November 14, 2008.

CODE: Requires the Department of Education to study the possible future expansion of the core curriculum to additional content areas not currently included.

84 35 DIVISION XI  
85 1 WAGE=BENEFITS TAX CREDIT PROGRAM

85 2 Sec. 160. Section 15.335A, subsection 2, paragraphs b and  
85 3 c, Code 2007, are amended by striking the paragraphs and  
85 4 inserting in lieu thereof the following:  
85 5 b. "Average county wage" means the annualized, average  
85 6 hourly wage based on wage information compiled by the  
85 7 department of workforce development.  
85 8 c. "Benefits" means all of the following:  
85 9 (1) Medical and dental insurance plans. If an employer  
85 10 offers medical insurance under both single and family coverage

CODE: Corrective amendment to reflect changes associated with the elimination of the Wage Benefit Tax Credit in Sections 166 and 167.

85 11 plans, the employer shall be given credit for providing  
85 12 medical insurance under family coverage plans to all new  
85 13 employees.  
85 14 (2) Pension and profit sharing plans.  
85 15 (3) Child care services.  
85 16 (4) Life insurance coverage.  
85 17 (5) Other benefits identified by rule of the department of  
85 18 revenue.

85 19 Sec. 161. Section 15.336, Code 2007, is amended to read as  
85 20 follows:  
85 21 15.336 OTHER INCENTIVES.  
85 22 An eligible business may receive other applicable federal,  
85 23 state, and local incentives and credits in addition to those  
85 24 provided in this part. ~~However, a business which participates~~  
85 25 ~~in the program under this part shall not receive any~~  
85 26 ~~wage=benefits tax credits under chapter 15I.~~

CODE: Corrective amendment to reflect changes associated with the elimination of the Wage Benefit Tax Credit in Sections 166 and 167.

85 27 Sec. 162. Section 15G.112, subsection 1, Code 2007, is  
85 28 amended to read as follows:  
85 29 1. In order to receive financial assistance from the  
85 30 department from moneys appropriated from the grow Iowa values  
85 31 fund, the average annual wage, including benefits, of new jobs  
85 32 created must be equal to or greater than one hundred thirty  
85 33 percent of the average county wage. For purposes of this  
85 34 section, "average county wage" and "benefits" mean the same as  
85 35 defined in section ~~45I.4~~ 15.335A .

CODE: Corrective amendment to reflect changes associated with the elimination of the Wage Benefit Tax Credit in Sections 166 and 167.

86 1 Sec. 163. Section 422.33, subsection 18, Code Supplement  
86 2 2007, is amended by striking the subsection.

CODE: Corrective amendment to reflect changes associated with the elimination of the Wage Benefit Tax Credit in Sections 166 and 167.

86 3 Sec. 164. Section 422.60, subsection 10, Code Supplement  
86 4 2007, is amended by striking the subsection.

CODE: Corrective amendment to reflect changes associated with the elimination of the Wage Benefit Tax Credit in Sections 166 and 167.

86 5 Sec. 165. Section 533.329, subsection 2, paragraph m, Code

CODE: Corrective amendment to reflect changes associated with the

86 6 Supplement 2007, is amended by striking the subsection.

elimination of the Wage Benefit Tax Credit in Sections 166 and 167.

86 7 Sec. 166. Sections 15I.2, 15I.3, and 422.11L, Code  
86 8 Supplement 2007, are repealed.

CODE: Repeals statutory language relating to the Wage Benefit Tax Credit.

DETAIL: The Wage Benefit Tax Credit is repealed in Sections 166 and 167. Section 168 permits taxpayers currently receiving the credit to continue claiming the credit until their eligibility expires.

86 9 Sec. 167. Sections 15I.1, 15I.4, 15I.5, and 432.12G, Code  
86 10 2007, are repealed.

CODE: Repeals statutory language related to the Wage-Benefit Tax Credit.

DETAIL: The Wage Benefit Tax Credit is repealed in Sections 166 and 167. Section 168 permits taxpayers currently receiving the credit to continue claiming the credit for qualified jobs until their eligibility expires.

86 11 Sec. 168. CONTINUATION OF TAX CREDITS. The repeal of  
86 12 chapter 15I in this division of this Act does not affect the  
86 13 availability of tax credits for qualified new jobs in  
86 14 existence on June 30, 2008. Qualified new jobs in existence  
86 15 on June 30, 2008, shall continue to be eligible to receive the  
86 16 tax credits for the remainder of the five-year period.  
86 17 However, a business is not entitled to a tax credit for a  
86 18 qualified new job created on or after July 1, 2008.

Permits taxpayers currently receiving the Wage Benefit Tax Credit to continue claiming the credit for qualified jobs until their eligibility expires. Prohibits a new job from qualifying for the credit on or after July 1, 2008. The Wage Benefit Tax Credit is repealed in Sections 166 and 167.

86 19 HF 2700

86 20 mg/jg/25

## Summary Data

### General Fund

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
Agriculture and Natural Resources	\$ 0	\$ 0	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	
Economic Development	400,000	450,000	150,000	150,000	150,000	-300,000	
Education	0	200,000	506,000	506,000	506,000	306,000	
Health and Human Services	38,888,041	36,888,041	6,500,000	6,500,000	6,500,000	-30,388,041	
Unassigned Standing	0	41,937,263	119,707,500	119,707,500	119,707,500	77,770,237	
<b>Grand Total</b>	<b>\$ 39,288,041</b>	<b>\$ 79,475,304</b>	<b>\$ 127,863,500</b>	<b>\$ 127,863,500</b>	<b>\$ 127,863,500</b>	<b>\$ 48,388,196</b>	



# Agriculture and Natural Resources

## General Fund

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<u>Natural Resources, Department of</u>							
<b>Natural Resources</b>							
Redemption Center Fund	\$ 0	\$ 0	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	PG 56 LN 7
<b>Total Natural Resources, Department of</b>	\$ 0	\$ 0	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	
<b>Total Agriculture and Natural Resources</b>	\$ 0	\$ 0	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	

# Economic Development

## General Fund

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Economic Development, Dept. of</u></b>							
<b>Economic Development, Department of</b>							
World Food Prize	\$ 400,000	\$ 450,000	\$ 0	\$ 0	\$ 0	\$ -450,000	PG 20 LN 24
Center for Citizen Diplomacy	0	0	150,000	150,000	150,000	150,000	PG 58 LN 2
<b>Total Economic Development, Dept. of</b>	<u>\$ 400,000</u>	<u>\$ 450,000</u>	<u>\$ 150,000</u>	<u>\$ 150,000</u>	<u>\$ 150,000</u>	<u>\$ -300,000</u>	
<b>Total Economic Development</b>	<u><u>\$ 400,000</u></u>	<u><u>\$ 450,000</u></u>	<u><u>\$ 150,000</u></u>	<u><u>\$ 150,000</u></u>	<u><u>\$ 150,000</u></u>	<u><u>\$ -300,000</u></u>	

# Education

## General Fund

	Actual FY 2007 (1)	Estimated FY 2008 (2)	Senate Action FY 2009 (3)	House Action FY 2009 (4)	Final Action FY 2009 (5)	Final Action vs. Est 2008 (6)	Page and Line # (7)
<b><u>Education, Department of</u></b>							
Education, Department of							
Comm College Interpreters for Deaf	\$ 0	\$ 200,000	\$ 200,000	\$ 200,000	\$ 200,000	\$ 0	PG 57 LN 26
Private Instruction	0	0	146,000	146,000	146,000	146,000	PG 63 LN 5
<b>Total Education, Department of</b>	<b>\$ 0</b>	<b>\$ 200,000</b>	<b>\$ 346,000</b>	<b>\$ 346,000</b>	<b>\$ 346,000</b>	<b>\$ 146,000</b>	
<b><u>Regents, Board of</u></b>							
Regents, Board of							
UNI - Real Estate Program	\$ 0	\$ 0	\$ 160,000	\$ 160,000	\$ 160,000	\$ 160,000	PG 55 LN 2
<b>Total Regents, Board of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 160,000</b>	<b>\$ 160,000</b>	<b>\$ 160,000</b>	<b>\$ 160,000</b>	
<b>Total Education</b>	<b>\$ 0</b>	<b>\$ 200,000</b>	<b>\$ 506,000</b>	<b>\$ 506,000</b>	<b>\$ 506,000</b>	<b>\$ 306,000</b>	

# Health and Human Services

## General Fund

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b><u>Human Services, Department of</u></b>							
<b>Human Services - Assistance</b>							
MH/DD Growth Factor	\$ 38,888,041	\$ 36,888,041	\$ 0	\$ 0	\$ 0	\$ -36,888,041	PG 1 LN 4
CFS Shelter Care	0	0	1,000,000	1,000,000	1,000,000	1,000,000	PG 57 LN 15
Rebase of Hospital Reim. Rates	0	0	5,500,000	5,500,000	5,500,000	5,500,000	PG 55 LN 16
<b>Total Human Services, Department of</b>	<b>\$ 38,888,041</b>	<b>\$ 36,888,041</b>	<b>\$ 6,500,000</b>	<b>\$ 6,500,000</b>	<b>\$ 6,500,000</b>	<b>\$ -30,388,041</b>	
<b>Total Health and Human Services</b>	<b>\$ 38,888,041</b>	<b>\$ 36,888,041</b>	<b>\$ 6,500,000</b>	<b>\$ 6,500,000</b>	<b>\$ 6,500,000</b>	<b>\$ -30,388,041</b>	

# Unassigned Standing

## General Fund

	Actual FY 2007 (1)	Estimated FY 2008 (2)	Senate Action FY 2009 (3)	House Action FY 2009 (4)	Final Action FY 2009 (5)	Final Action vs. Est 2008 (6)	Page and Line # (7)
<b><u>Education, Department of</u></b>							
<b>Education, Department of</b>							
AEA State Aid Reduction	\$ 0	\$ 0	\$ -2,500,000	\$ -2,500,000	\$ -2,500,000	\$ -2,500,000	PG 6 LN 18
Assistance for Private Instruction	0	0	-7,300,000	-7,300,000	-7,300,000	-7,300,000	PG 61 LN 11
Instructional Support Cap	0	0	-369,956	-369,956	-369,956	-369,956	PG 2 LN 20
Teacher Excellence Cap	0	0	-1,422,283	-1,422,283	-1,422,283	-1,422,283	PG 3 LN 1
<b>Total Education, Department of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ -11,592,239</b>	<b>\$ -11,592,239</b>	<b>\$ -11,592,239</b>	<b>\$ -11,592,239</b>	
<b><u>Legislative Branch</u></b>							
<b>Legislative Services Agency</b>							
General Assembly Reduction	\$ 0	\$ 0	\$ -1,400,261	\$ -1,400,261	\$ -1,400,261	\$ -1,400,261	PG 2 LN 7
<b>Total Legislative Branch</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ -1,400,261</b>	<b>\$ -1,400,261</b>	<b>\$ -1,400,261</b>	<b>\$ -1,400,261</b>	
<b><u>Management, Department of</u></b>							
<b>Management, Department of</b>							
Salary Adjustment Fund	\$ 0	\$ 13,937,263	\$ 88,100,000	\$ 88,100,000	\$ 88,100,000	\$ 74,162,737	PG 12 LN 14
Property Tax Credit Fund	0	28,000,000	44,400,000	44,400,000	44,400,000	16,400,000	PG 3 LN 30
<b>Total Management, Department of</b>	<b>\$ 0</b>	<b>\$ 41,937,263</b>	<b>\$ 132,500,000</b>	<b>\$ 132,500,000</b>	<b>\$ 132,500,000</b>	<b>\$ 90,562,737</b>	
<b><u>Public Safety, Department of</u></b>							
<b>Public Safety, Department of</b>							
Peace Officer Retirement	\$ 0	\$ 0	\$ 200,000	\$ 200,000	\$ 200,000	\$ 200,000	PG 59 LN 11
<b>Total Public Safety, Department of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 200,000</b>	<b>\$ 200,000</b>	<b>\$ 200,000</b>	<b>\$ 200,000</b>	
<b>Total Unassigned Standing</b>	<b>\$ 0</b>	<b>\$ 41,937,263</b>	<b>\$ 119,707,500</b>	<b>\$ 119,707,500</b>	<b>\$ 119,707,500</b>	<b>\$ 77,770,237</b>	

## Summary Data

### Other Funds

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
Agriculture and Natural Resources	\$ 0	\$ 0	\$ 195,000	\$ 195,000	\$ 195,000	\$ 195,000	
Health and Human Services	0	0	1,000,000	1,000,000	1,000,000	1,000,000	
Unassigned Standing	161,310,644	163,886,292	169,690,563	169,690,563	169,690,563	5,804,271	
<b>Grand Total</b>	<b>\$ 161,310,644</b>	<b>\$ 163,886,292</b>	<b>\$ 170,885,563</b>	<b>\$ 170,885,563</b>	<b>\$ 170,885,563</b>	<b>\$ 6,999,271</b>	

# Agriculture and Natural Resources

## Other Funds

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<u>Natural Resources, Department of</u>							
<b>Natural Resources</b>							
Air Quality Standards	\$ 0	\$ 0	\$ 195,000	\$ 195,000	\$ 195,000	\$ 195,000	PG 58 LN 23
<b>Total Natural Resources, Department of</b>	\$ 0	\$ 0	\$ 195,000	\$ 195,000	\$ 195,000	\$ 195,000	
<b>Total Agriculture and Natural Resources</b>	\$ 0	\$ 0	\$ 195,000	\$ 195,000	\$ 195,000	\$ 195,000	

# Health and Human Services

## Other Funds

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b>Public Health, Department of</b>							
Public Health, Department of Addictive Disorders - HITT	\$ 0	\$ 0	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	PG 57 LN 5
<b>Total Public Health, Department of</b>	\$ 0	\$ 0	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	
<b>Total Health and Human Services</b>	\$ 0	\$ 0	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	



# Unassigned Standing

## Other Funds

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b>Management, Department of</b>							
<b>Management, Department of</b>							
Primary Road Salary Adjustment	\$ 1,155,683	\$ 3,060,049	\$ 8,335,688	\$ 8,335,688	\$ 8,335,688	\$ 5,275,639	PG 15 LN 32
Road Use Tax Salary Adjustment	285,997	957,279	1,485,911	1,485,911	1,485,911	528,632	PG 15 LN 24
<b>Total Management, Department of</b>	<b>\$ 1,441,680</b>	<b>\$ 4,017,328</b>	<b>\$ 9,821,599</b>	<b>\$ 9,821,599</b>	<b>\$ 9,821,599</b>	<b>\$ 5,804,271</b>	
<b>Revenue, Dept. of</b>							
<b>Revenue, Department of</b>							
Homestead Property Tax Credit - PTCF	\$ 102,945,379	\$ 99,254,781	\$ 99,254,781	\$ 99,254,781	\$ 99,254,781	\$ 0	PG 4 LN 19
Ag. Land/Family Farm Tax Credits-PTCF	34,610,183	34,610,183	34,610,183	34,610,183	34,610,183	0	PG 4 LN 22
Military Service Tax Credit - PTCF	2,773,402	2,800,000	2,800,000	2,800,000	2,800,000	0	PG 4 LN 25
Elderly & Disabled Tax Credit-PTCF	19,540,000	23,204,000	23,204,000	23,204,000	23,204,000	0	PG 4 LN 28
<b>Total Revenue, Dept. of</b>	<b>\$ 159,868,964</b>	<b>\$ 159,868,964</b>	<b>\$ 159,868,964</b>	<b>\$ 159,868,964</b>	<b>\$ 159,868,964</b>	<b>\$ 0</b>	
<b>Total Unassigned Standing</b>	<b>\$ 161,310,644</b>	<b>\$ 163,886,292</b>	<b>\$ 169,690,563</b>	<b>\$ 169,690,563</b>	<b>\$ 169,690,563</b>	<b>\$ 5,804,271</b>	

## Summary Data

FTE

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
Economic Development	0.00	0.00	1.50	1.50	1.50	1.50	
<b>Grand Total</b>	0.00	0.00	1.50	1.50	1.50	1.50	

# Economic Development

## FTE

	Actual FY 2007	Estimated FY 2008	Senate Action FY 2009	House Action FY 2009	Final Action FY 2009	Final Action vs. Est 2008	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<u>Cultural Affairs, Department of</u>							
Cultural Affairs, Department of Battle Flags FTEs	0.00	0.00	1.50	1.50	1.50	1.50	PG 59 LN 5
<b>Total Cultural Affairs, Department of</b>	0.00	0.00	1.50	1.50	1.50	1.50	
<b>Total Economic Development</b>	0.00	0.00	1.50	1.50	1.50	1.50	